

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**COCP-1938-2019 (O&M)
Date of decision: 09.01.2023**

Rabinder Singh and others

...Petitioners

Versus

Venu Prasad, IAS and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. R. S. Bajaj, Advocate
for the petitioners.

Mr. Rajesh Mehta, Addl. A. G., Punjab
for respondent No. 1.

Mr. G. S. Attariwala, Sr. Advocate with
Mr. Vansh Chawla, Advocate
for respondent Nos. 2 and 3.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners are alleging violation of order dated 16.08.2012
passed by this Court in CWP-1957-2006.

While disposing of the aforesaid writ petition, the following
order was passed on 16.08.2012:

“Be that as it may, nobody can be allowed to retain
the Government land in illegal possession by way of
encroachment. Such encroachments are required to be
removed and the land retrieved back to the Government
at the earliest. Under these circumstances, the
Administrator of the Trust is directed to issue a fresh
show cause notice to the 16 encroachers whose civil suits
have been dismissed calling upon them to remove the
encroachments and to pass appropriate orders in each of
the cases after getting their replies and affording them an
opportunity of being heard. It goes without saying that if
anybody is found having encroached upon the road in

question, stern action will be taken against him by the Administrator. So far as pendency of five appeals are concerned either in the lower Appellate Court or this Court, the Administrator will place this order on the record of those appeals and we have no manner of doubt that the said Court will give priority to the appeal for early decision.

With the aforesaid directions, this writ petition is disposed of.”

Learned senior counsel for respondent Nos. 2 and 3 submits that the directions have been complied with, though the petitioners and the intervenors are disputing this fact.

Be whatsoever, it will be open for the parties to get their rights settled before the competent Court of law.

Since no further violation of the order passed by this Court is found, the present petition is disposed of.

Rule stands discharged.

09.01.2023
WASEEM ANSARI

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No