

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.10521 of 2017 (O&M)

Date of Decision : 10.10.2023

Mange Ram

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Amarjit Beniwal, Advocate
for the petitioner.

Ms. Upasna Dhawan, AAG, Haryana.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for quashing the notice dated 10.03.2017 (Annexure P-2) and all other subsequent proceedings arising thereto. Further prayer has been made for directing the respondents to compensate the petitioner for their illegal act and to restore the possession of the land in dispute to the petitioner.

Learned counsel for the State, on instructions has submitted that the reply has already been filed. She has invited the attention of this Court to the reply filed and has submitted that the Gram Panchayat had issued notice under Section 24(1) and 24(2) of the Haryana Panchayati Raj Act, 1994 in accordance with law for removing the encroachment. She submits that thereafter on 27.03.2017 the Gram Panchayat resolved to remove the encroachment with the help of police. She further submits that on passing the resolution, the Block Development & Panchayat Officer

with the help of police vide his order dated 31.03.2017 had already removed the encroachment on 07.04.2017 and put the Gram Panchayat into possession. She further submits that this petition was filed without disclosing this fact that the encroachment had already been removed, therefore, nothing more survives in the present petition for adjudication and the same may be disposed of as infructuous.

In view of the submissions made by learned counsel for the State, the present petition is disposed of as having been rendered infructuous. However, the petitioner would be at liberty to avail his remedies in accordance with law, if any cause of action arises.

Pending applications, if any, also stand disposed of.

(RAJESH BHARDWAJ)
JUDGE

10.10.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No