

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

(296)

CWP-13341-2017

Date of decision: - 09.03.2023

Jagmail Singh

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- None for the petitioner.

Mr. Rohit Ahuja, DAG, Punjab  
for respondents No.1 to 8.

Mr. Rai Singh Chauhan, Advocate,  
Mr. Rohit Sapehiya, Advocate  
and Ms. Deepika Chauhan, Advocate  
for respondent No.9.

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**VIKAS BAHL, J. (ORAL)**

This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents No.5 to 7 to demarcate the land consisting in Khasra No.204 in pursuance of the orders passed by the respondents No.3 to 5 (Annexures P-2 to P-5) and to vacate the illegal possession of the passage which stand in the name of respondent No.1 as per the letter dated 11.07.2016 (Annexure P-2), which has been occupied by respondent No.8.

Learned State counsel as well as learned counsel appearing on behalf of respondent No.9 have pointed out that in the present case, the

demarcation report has been submitted and the report has been annexed as R-4/1T alongwith the reply filed on behalf of respondents No.1 to 8 and have further submitted that respondent No.9 alongwith one Sukhdev Singh has filed a civil suit on 16.05.2017, in which, the present petitioner was defendant No.4 and the said civil case was decreed by the Civil Judge (Junior Division), Budhlada, vide judgment dated 05.07.2022 and the petitioner and other persons were restrained from interfering with the possession of respondent No.9 except in due course of law. It is further submitted that the even the said suit was with respect to part of above-said khasra No.204. It is jointly submitted that the present writ petition has been rendered infructuous.

No one had appeared on behalf of the petitioner to rebut the above-said fact.

In view of the above, the present writ petition is disposed of as having been rendered infructuous, however, liberty is granted to the petitioner to move an application for restoration of the present writ petition or to file a fresh petition in case any cause survives.

**March 09, 2023**  
naresh.k

**( VIKAS BAHL )**  
**JUDGE**

Whether reasoned/speaking?  
Whether reportable?

Yes/No  
Yes/No