

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

**COCp-1636-2022 (O&M)
Date of decision: 03.02.2023**

Subeg Singh @ Chhabeg Singh

...Petitioner

Versus

Rambir Singh, IAS and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Aakash Singla, Advocate
for the petitioner.

Mr. Ajit Singh Natt, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner is alleging violation of the judgment dated 19.10.1993, passed by the Sub-Judge First Class, Sangrur, vide which the suit of the petitioner/plaintiff for declaration and permanent injunction was partly decreed and the defendants/respondents were restrained from dispossessing the petitioner and other plaintiffs from the demised premises/shops-cum-residence.

Learned counsel for the petitioner submits that the petitioner along with 48 other persons had filed a suit for declaration and permanent injunction, in which the defendants/respondents were restrained from dispossessing the plaintiffs from the demised premises, otherwise than in due course of law, vide judgment dated 19.10.1993.

The petitioner had filed a second suit for permanent injunction in the year 2022 with the allegations that in the area shown as Mark 'X' in the site plan, the petitioner/plaintiff has raised some construction at the back of the property and the same be protected from demolition by the

respondents/defendants.

In the written statement filed by the State Government, it is clearly stated that the petitioner has in fact encroached upon more land as a plot measuring only 13 ft. x 15 ft. was rented out to him and the claim of the petitioner that he has a continuing possession over the rented land measuring 30.5 ft. x 65 ft. is totally wrong and it is further stated that only the illegal construction has been demolished.

In view of the above, no case of any willful disobedience is made out against the respondents.

Dismissed.

Rule stands discharged.

03.02.2023
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No