

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.19698 of 2023
Date of Decision : 05.09.2023

Baldev Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Kamaldip Singh Sidhu, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for quashing the impugned action demolishing the shops/houses of the petitioners illegally, forcibly, without following the proper procedure and also quashing the impugned demarcation report dated 24.09.2021 (Annexure P-12) which is also illegal, cryptic, wrong, wanton and unconstitutional. Further prayer has been made directing the official respondents to restore the structures of petitioners and adequate compensation be awarded in favour of the petitioners after getting the survey conducted from the Independent Agency out of District Faridkot and to direct official respondents to initiate apposite legal action against respondents No.4 to 6 & 8 in accordance with law for committing wrong acts by demolishing the shops/houses of petitioners on the basis of wrong & illegal demarcation report dated 24.09.2021.

After arguing for some time, learned counsel for the petitioners fairly submits that for the redressal of their grievances, the

petitioners have already approached the Civil Court by way of filing a suit for permanent injunction. He submits that application filed under Order 39 Rule 1 & 2 of CPC read with Section 151 CPC is pending adjudication before the Civil Judge for 22.09.2023.

In view of the submissions made by learned counsel for the petitioners, the present petition stands disposed of with liberty to the petitioners to pursue their remedies before the Civil Court in accordance with law. However, in view of the facts and circumstances of the case, the Civil Court is directed to decide the application filed by the petitioners under Order 39 Rule 1 & 2 CPC for grant of ad interim injunction expeditiously in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

05.09.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No