

CM-16648-CWP-2022, CM-16649-CWP-2022, RA-CW-235-2022 IN CWP-21020-2021

HAWA SINGH V/S GRAM PANCHAYAT SINGHPURA KALAN AND ORS

CM-16775-CWP-2022, CM-16776-CWP-2022, RA-CW-242-2022 IN CWP-21018-2021

SUKHCHAIN V/S GRAM PANCHAYAT SINGHPURA KALAN AND ORS

CM-16777-CWP-2022, CM-16778-CWP-2022, RA-CW-243-2022 IN CWP-21004-2021

PAWAN V/S GRAM PANCHAYAT SINGHPURA KALAN AND ORS

Present: Mr. Sachin Kaushik, Advocate
for the review applicant-petitioners.

CM-16648-CWP-2022,
CM-16775-CWP-2022 &
CM-16777-CWP-2022

Prayer in these applications is for condonation of delay of 125 days in filing the respective review applications.

For the reasons mentioned in these applications, which are supported by the affidavits, these applications are allowed. Delay of 125 days in filing the respective review applications is condoned.

CM-16649-CWP-2022,
CM-16776-CWP-2022
CM-16778-CWP-2022

Exemption is granted from filing certified copies of the documents appended along with the applications, subject to all just exceptions.

Applications stand disposed of.

RA-CW-235-2022,
RA-CW-242-2022 &
RA-CW-243-2022

By this order, we propose to dispose of three review applications i.e. RA-CW-235-2022, RA-CW-242-2022 and RA-CW-243-2022 as common order has been prayed to be reviewed/modified in these applications.

It is the contention of the learned counsel for the review applicant – petitioners that they could not bring the policy of the Government dated 26.04.2022 to the notice of the Court at the time of disposal of the writ petitions, wherein it was provided that residential houses could be regularized where the area is less than 200 square yards and the occupants of that area are in possession of the same since long subject to certain conditions.

Perusal of the pleadings would show that in all these cases (CWP-21020-2021, CWP-21018-2021 and CWP-21004-2021), the illegal occupation of the land by the review applicant – petitioners is more than 200 square yards. Applicant Pawan is in possession of 508 square yards area, applicant Hawa Singh is in possession of 224 square yards and applicant Sukhchain is in possession of 220 square yards. If that be so, even if the said policy would have been there, these applicants could not have been held entitled to the benefit of the same.

In view of the above, we do not find any ground for accepting the prayer made in these review applications and therefore, dismiss the same.

Photocopy of this order be placed on the files of connected cases.

(AUGUSTINE GEORGE MASIH)
JUDGE

17.03.2023
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(SANDEEP MOUDGIL)
JUDGE