

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

227

CWP-30379-2019

Date of Decision : **January 09, 2023**

KULJIT SINGH AND OTHERS

.....Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. Manoj Vashishtha, Advocate
for the petitioner.

Mr. Paramjit Gupta, Addl. A.G., Punjab.

Mr. Birinder Pal, Advocate
for the respondent No.5.

Mr. Vikrant Attri, Advocate for
Mr. Dheeraj Chawla, Advocate
for the respondent No.7.

SURESHWAR THAKUR, J.(ORAL)

1. The writ land is admittedly owned by the Irrigation and Public Health Department of the State of Punjab. On the writ lands, the respondent No.7 is housing cows. The Collector of the revenue district concerned is heading the agency concerned, hence arrayed as co-respondent No.7 in the instant writ petition.

2. The Irrigation and Public Health Department of the State of Punjab, is aggrieved by the construction of a Gaushala, by co-respondent No.7, on the land owned and possessed by it. However, the said factum can be redressed through the appropriate wing of the State of Punjab, granting the requisite approvals, as the Department of Irrigation and Public Health, is a wing of State of Punjab, besides, also when co-respondent No.7, who has

raised construction of a cow shed on the writ lands, is, as stated above,

headed by the Collector of the revenue district concerned, thereupon, the construction of a Gaushala raised by an agency of the State on the land owned and possessed also by a wing of the State of Punjab, can become easily resolved.

3. Moreover, the writ land has been used by co-respondent No.7 for the salutary purpose of housing, and, well-maintaining stray cattle. Be that as it may, and subject to adoption of an appropriate recourse by the State of Punjab, the regularization of the Gaushala be done at the instance of the State of Punjab. Moreover, the surviving grievance of the petitioner, that cow dung is littered all along the way, and also is existing on the drains, resulting in deterioration of the health of the inhabitants of the village, may also become redressed, through the sanitation wing of the District Collector concerned, ensuring that there is regular sanitization of the area concerned.

4. Disposed off accordingly.

(SURESHWAR THAKUR)
JUDGE

(KULDEEP TIWARI)
JUDGE

January 09, 2023
devinder

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No