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

CWP-22762-2023

Date of decision:16.10.2023

ANIL @ KHADAK SINGH AND OTHERS

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

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

Present: Mr. Ishnoor Singh, Advocate for
Mr. Vikram Singh, Advocate
for the petitioners.

Mr. Ankur Mittal, Addl. AG Haryana with
Mr. Saurabh Mago, DAG, Haryana.

SURESHWAR THAKUR, J. (ORAL)

1. Though admittedly, binding and conclusive verdicts of eviction have been passed against the present petitioners, yet the learned counsel for the petitioners submits, that since through a verdict made by this Court, on 17.09.2019, upon CWP-23948-2019, verdict whereof becomes extracted hereinafter, the present petitioners after being permitted to withdraw, the writ petition (supra), became granted liberty, to move an application under Rule 12(4) of the Punjab Village Common Lands (Regulation) Rules, 1964, thus for regularization of the unauthorized constructions, as, made on the petition lands, that thereby the Panchayat concerned, may have facilitated the above endeavour.

*“Learned counsel for the petitioners prays for
withdrawal of this petition with liberty to avail his other
remedy in accordance with law much less in terms of Rule 12*

(4) of the Punjab Village Common Lands (Regulations) Rules, 1964.

Dismissed as withdrawn.

Liberty granted.”

2. However, the learned State counsel has placed on record a resolution moved by the Gram Panchayat concerned, whereby the proposal for regularization, and/or of sale of the petition lands to the present petitioners rather has been declined.

3. Therefore, the prayer made in the instant petition that a mandamus be made upon the Authority concerned, to facilitate the said endeavour in accordance with law rather is, at this stage completely mis-constituted.

4. Nonetheless, it is open to the present petitioners to make an appeal against the resolution of the Panchayat concerned, before the Appellate Authority concerned.

5. Disposed of accordingly.

(SURESHWAR THAKUR)
JUDGE

16.10.2023

Ithlesh

(KULDEEP TIWARI)
JUDGE

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