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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.34841 of 2019
Date of Decision : 31.08.2023

Amit Kumar

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ashok Tyagi, Advocate
for the petitioner.

Mr. Rahul Dev Singh, Addl. A.G., Haryana.

Mr. Surjit, Advocate for
Mr. Vikram Singh, Advocate
for respondent No.3.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for issuance of a writ in the nature of mandamus directing the respondents to remove encroachment and illegal possession of respondent No.3 from Khasra No.54//22, upon area measuring 8K-0M belonging to Gram Panchayat, situated at village Shahzadpur, Tehsil Naraingarh, District Ambala, Haryana. Further prayer has been made for directing respondent No.2 to initiate disciplinary proceedings against respondent No.3 after suspending him for encroaching upon the land of Gram Panchayat, as already proved by the demarcation report dated 07.06.2018 (Annexure P-3).

Learned counsel for the petitioner submits that respondent No.3 is the ex-Sarpanch, who has encroached upon the Panchayat land. He

submits that the demarcation of this land was conducted and report of the same was filed on 07.06.2018 wherein it was established that respondent No.3 is in illegal possession of the Panchayat land. He submits that despite that no action had been taken by the respondents on the same. He further submits that petitioner filed representation dated 25.01.2019 before the Deputy Commissioner, Ambala but no action has been taken on the same till date. He further submits that he will be satisfied if a direction is issued to respondent No.2 to decide the same in a time bound manner.

Learned counsel appearing on behalf of respondent No.3 has opposed the contentions raised by learned counsel for the petitioner.

After hearing learned counsel for the parties, the present petition stands disposed of with a direction to respondent No.2- Deputy Commissioner, Ambala to look into the representation dated 25.01.2019 (Annexure P-4) filed by the petitioner and decide the same by passing a speaking order in accordance with law within a period of four weeks from today.

(RAJESH BHARDWAJ)
JUDGE

31.08.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No