

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

124

CWP-28498 of 2023

Date of Decision:18.12.2023

Balvir Singh

....Petitioner

Versus

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MRS. JUSTICE SUDEEPTI SHARMA**

Present: Mr. Ranjit Singh Sidhu, Advocate,
for the petitioner.

Mr. Maninder Singh, DAG, Punjab

SURESHWAR THAKUR, J. (Oral)

1. Since the respondents concerned are derelicting, and, or are delaying the institution of eviction proceedings against the encroachers, upon, the *Gair Mumkin Chhappar* as, comprised in *khasra* No.181/60, 188, situated in the area of village Bhuttal Khurd, Tehsil Moonak, District Sangrur, therefore the petitioner craves the making of a *mandamus* either upon the Sarpanch of the Gram Panchayat concerned or upon the Block Development & Panchayat Officer concerned, thus to forthwith institute eviction proceedings, in respect of the said encroachments made upon *Khasra* number *supra*, whereons, becomes located a *Gair Mumkin Chhappar*, but owned by the Gram Panchayat concerned.

2. Mr. Maninder Singh, learned DAG, Punjab, on instructions imparted to him by the concerned, does not oppose the making of the said *mandamus supra*. Therefore, after allowing the writ petition, a *mandamus* is made upon the respondents concerned to, forthwith, institute a petition under Section 7 of the Punjab Village Common Land (Regulation) Act, 1961, thus before the Collector concerned, who shall on receiving the same, thus shall proceed to expeditiously make a valid speaking decision, thereons but after hearing all the affected persons concerned.
3. The present petition is, accordingly disposed of.
4. Pending applications, if any, also stand disposed off.

(SURESHWAR THAKUR)
JUDGE

(SUDEEPTI SHARMA)
JUDGE

December 18, 2023
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No