

THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.3175 of 2024
Date of Decision: 13.02.2024

Kulwant Singh
..... Petitioner

Versus

State of Punjab and others
..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Dheeraj Mahajan, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (ORAL)

Present writ petition has been filed for directing the respondents to take steps for getting the land of irrigation department falling in the revenue estate of village Dhamrai Tehsil Dina Nagar, District Gurdaspur vacated from the illegal possession of respondent No.4 as period of more than 1 year has elapsed since the issuance of notice dated 27.10.2022 (Annexure P-1) to respondent No.4; private respondent did not hand over the vacant possession and in fact had hindered the officials from carrying out the departmental duties by exercising her political pressure and till date the land has not been vacated from the illegal possession of respondent No.4 despite serving various representations and legal notice sent by the petitioner. Further prayer has been made for directing the respondents authorities to take possession of the disputed land in pursuance to letter dated 27.10.2022

(Annexure P-1) and not to render illegal help to the private respondent as till date despite repeated efforts possession of the disputed land has not been taken by the respondents authorities and for directing the respondent authorities to decide the legal notice dated 27.10.2023 (Annexure P-3) given by the petitioner to the respondent authorities in some time bound manner in accordance with law.

Learned counsel for the petitioner submits that for the redressal of his grievance, petitioner has served a legal notice dated 27.10.2023 (Annexure P-3) upon the respondents but the same has not been taken into consideration by the said respondents till date.

Notice of motion to the official respondents at this stage.

On asking of Court, Ms. Upasana Dhawan, AAG, Haryana accepts notice on behalf of the respondents-State.

After hearing counsel for the parties and perusing the record, respondent No.2 i.e. Sub Divisional Officer, Upper Bari Doab Canal, Sub Division Pul Tibri, Tehsil & District Gurdaspur is directed to decide the legal notice dated 27.10.2023 (Annexure P-3) served by the petitioner expeditiously preferably within a period of four weeks from today in accordance with law.

In view of the above, present petition is disposed of.

(RAJESH BHARDWAJ)
JUDGE

13.02.2024

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