

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-7736-2024
Date of decision:5.4.2024

MANJEET KUMAR SUMAN
...Petitioner
Versus
STATE OF PUNJAB AND OTHERS
...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Rajesh Gupta, Advocate for the petitioner.
Mr. Maninder Singh, Sr. DAG, Punjab.

SURESHWAR THAKUR, J. (ORAL)

1. The learned State counsel on instructions imparted to him submits, that the prayer made in the instant petition for a direction being made, upon the respondent concerned, to remove encroachments, as made on the lands owned by the Gram Panchayat concerned, thus can become mitigated through a direction being made upon the BDPO concerned, to forthwith institute a petition under Section 7 of The Punjab Village Common Lands (Regulation) Act, 1961, before the Collector concerned.
2. Accordingly, the petition is disposed of.
3. It is clarified that before the said petition is instituted, the BDPO concerned, shall ensure that a valid demarcation of the relevant site is made by an empowered revenue officer concerned.
4. On the said petition becoming instituted before the Collector concerned, the latter shall make a speaking decision thereons, but after hearing all the affected persons concerned. Moreover, a decision to be made on the said petition shall be made within a period of 3 months from the date when the said petition is instituted before the Collector concerned.

(SURESHWAR THAKUR)
JUDGE

05.04.2024
Ithlesh

(LALIT BATRA)
JUDGE