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

CWP-15086-2019

Date of Decision: 23.05.2024

Birbal Singh

..... Petitioner

Versus

Bhakhra Beas Management Board and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr.Rai Singh Chauhan, Advocate and
Ms. Deepika Chauhan, Advocate, for the petitioner.

Mr. Sachin Mittal, Advocate,
Mr. Akshat Mittal, Advocate,
Mr. Parth Sharma, Advocate, for
respondents No.1 to 4.

Ms. Anu Chatrath, Sr. Advocate with
Ms.Neha Singh, Advocate, for
respondent No.5.

Mr. Naresh Kumar, Advocate for
respondent No.6.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of direction to respondents No.1 to 5 to get the land belonging to the Bhakhra Beas Management Board vacated from the illegal possession of respondent No.6 over which respondent No.6 has raised illegal constructions as despite the legal notice dated 03.04.2018 (Annexure P-4), respondents No.1 to 5 are not taking any action as the Bhakhra Beas Management Board authorities are hand-in-glove with respondent No.6 who is an influential person.

Learned Senior Counsel for respondent No.5 has submitted that respondent No.5 is not the contesting respondent and thus, is not even a necessary party for the adjudication of this case.

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Learned counsel for respondents No.1 to 4 has drawn the attention of this Court to the reply filed and has submitted that though notice under the Public Premises (Eviction of Unauthorized Occupants) Act, 2019 was issued to respondent No.6 but thereafter, encroachment as alleged by the petitioner was removed and as on date, there is no encroachment as alleged.

As submitted by counsel for respondent No.6, grievance of the petitioner has already been redressed as there is no encroachment as alleged in the petition. Hence, the present petition is disposed of as infructuous. However, the petitioner would be at liberty to avail his remedy in case any further cause of action accrues to him.

(RAJESH BHARDWAJ)
JUDGE

23.05.2024

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Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No