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place with the help of GPS machine, which is also known as Theodolite. After comparing the location with the layout plan, field book, Jamabandi as well as the permanent marking stones, which were available on the site, it was found that a large number of villagers have encroached upon the public road, which is the main road going from village Goriwala to Sirsa. It has been found that the width of the road is 8 karam which narrows down due to encroachment. The courts further found that the plaintiffs did not file the suit with clean hands and they concealed the fact that various notices have been issued to them with a request to remove the encroachment.

3. Heard the learned counsel representing the parties at length and with their able assistance perused the paperbook.

4. The learned counsel representing the petitioners contends that in a suit filed by Amarjeet Singh, a co-villager, demarcation was carried out on the directions of the court and it was reported that the location of the permanent stones fixed by the revenue authorities is not correct.

5. This Court has considered the submissions made by the learned counsel representing the parties.

6. This time the demarcation has been carried out with the help of a machine, which is called Total Station Machine. The report of the revenue official is a detailed report as he has checked and cross-checked the location of the various stones and it has been found that location of the stones/pillars installed at the time of consolidation of Hodlings or Survey are correct. It has also been found that the plaintiffs

and various other persons have encroached upon the public area. It may be noted here that the attention of this Court has not been drawn to any material to prove that the demarcation in the year 2019 was carried out in the presence of Government officials. Rather both the courts have held that the aforesaid demarcation was carried out in the presence of the Sarpanch and not the Government officials.

7. Keeping in view the aforesaid facts, no ground to interfere is made out.
8. Hence, dismissed.
9. All the pending miscellaneous applications, if any, are also disposed of.

20.04.2024

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)

JUDGE