

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

2024:PHHC:083882-DB



(114)

CWP-15310-2024

Date of Decision:08.07.2024

Som Parkash @ Som Chand & others

--Petitioners

Versus

State of Haryana & others

--Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL.

HON'BLE MRS. JUSTICE SUKHVINDER KAUR.

Present:- Mr. S.M. Sharma, Advocate for petitioners.

Mr. Sukhdeep Parmar, Sr. DAG, Haryana.

LISA GILL.J (Oral)

Prayer in this petition is for setting aside order dated 12.06.2024 (Annexure P-8) passed by respondent no.2 whereby application under Section 7(2) of the Haryana Village Common Lands (Regulation) Act, 1961 (for short the Act) filed by respondent no.4, has been allowed.

2. Admittedly, impugned order is an appealable one. We do not find any merit in the plea raised by learned counsel for petitioners that this writ petition should be entertained in view of alleged non-compliance of specific directions/observations in order dated 06.12.2023 passed in CWP-26235-2023 filed by the petitioners, whereby matter was remanded for fresh adjudication by learned Assistant Collector with a direction to take a decision afresh by taking a call whether there is necessity of fresh demarcation report to be called for or in the alternate to ensure that author of demarcation report already on record should step in the witness box to lend credible proofs. The arguments raised before us are very well within the realm of consideration of the Appellate Authority as provided under the

statute.

3. Finding no ground to interfere, the petitioners are relegated to their remedy of statutory appeal in accordance with law. Writ petition is, accordingly, disposed of without expression of any opinion on the merits of the matter.

(LISA GILL)
JUDGE

08.07.2024
lucky

(SUKHVINDER KAUR)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No