

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-5445-2016 (O&M)
Date of decision: 17.09.2024

Jaskaranjeet Singh & others
....Petitioners

Versus

Ministry of Environment and Forests and others
..Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Ms. Supriya Garg, Advocate for the petitioners

Mr. Satya Pal Jain, Additional Solicitor General of India
with Mr. Arun Gosain, Senior Panel Counsel for UOI

Mr. Gurminder Singh, Advocate General, Punjab
with Mr. Saurabh Kapoor, Addl. AG, Punjab

Mr. Sunint Kaur, Advocate for respondent no.10 and 11

Mr. Varun Dhawan, Advocate
for Mr. K.R.Dhawan, Advocate
for respondent No.14, & 16

Mr. Jatinder Pal Singh, Advocate for respondent no.15

Mr. Amit Jhanji, Sr. Advocate with
Mr. Atul Goyal, Advocate and
Mr. Shashank Sharma, Advocate for respondents
No.18, 19 and 21

SHEEL NAGU, CHIEF JUSTICE (Oral)

1. After having discussions with all the stake holders in this petition, including the learned Advocate General of the State of Punjab, this Court is of the considered view that it would be appropriate to find out amicable solution to the entire issue for which the Deputy Commissioner, District Ferozepur would be the appropriate authority to

have a joint meeting with the Chief Wildlife Warden, Punjab and the representatives of the respondents with an object to find out as to whether Baba Kundan Singh Memorial Project, North Notch Harike, Head Works, Makhu, District Ferozepur can be shifted to a place which is away from Harike Wildlife Sanctuary. The Deputy Commissioner shall take into account the following aspects:-

- i) Whether the Baba Kundan Singh Memorial Project is falling within the precincts and the protected area of the sanctuary?
- ii) Whether the said Gurdwara was constructed after the land in respect of the Sanctuary had vested with the State or not?

- 2. With these observations, the writ petition is disposed of.
- 3. Let the report be submitted to the Registry of this Court, within a period of 8 weeks, from today.
- 4. In case, the petitioners or any other stake holders have any grievance, they can re-visit this Court.

(SHEEL NAGU)
CHIEF JUSTICE

(ANIL KSHETARPAL)
JUDGE

17.09.2024

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No