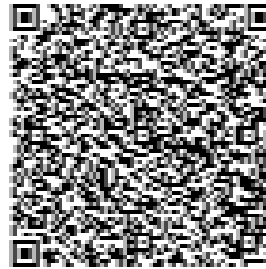


2024:PHHC:101249-DB



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(115)

CWP-18056-2024  
Decided on : 07.08.2024

Ashok Kumar & another

.....Petitioner(s)

Versus

State of Haryana & others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA  
HON'BLE MRS.JUSTICE MEENAKSHI I. MEHTA**

Present: Mr.Krishan Singh, Advocate for the petitioner (s).

Mr.Saurabh Mago, DAG, Haryana.

Mr.Satish Chaudhary, Advocate, for respondent No.6.

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**G.S. Sandhawalia, J.(Oral)**

1. Prayer in the present writ petition, filed under Article 226/227 of the Constitution of India, is for directing the respondents to remove the encroachment done by some persons in unauthorized occupation of the land on the basis of a demarcation conducted on 20.06.2024 (Annexure P-4) by a retired revenue official. Prayer is also made to decide the representation dated 19.07.2024 (Annexure P-7) and to evict the said persons.

2. We are of the considered opinion that firstly, the persons who are in illegal occupation have not been arrayed as party and therefore, no directions can be issued against them. Secondly, there is an alternate and efficacious remedy available to the petitioners under Section 7 of the Haryana Village Common Lands (Regulation) Act, 1961 whereby any inhabitant of the village can file a petition.

3. Faced with this situation, counsel for the petitioners does not press the present writ petition and prays that the same may be disposed of, as such, to avail his alternative remedy, in accordance with law.
4. We order accordingly.

(G.S. SANDHAWALIA)  
JUDGE

07.08.2024  
*Sailesh*

(MEENAKSHI I. MEHTA)  
JUDGE

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