



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COCP-3360-2025(O&M)
Date of decision: 09.09.2025

Phool Singh

... Petitioner

Versus

Aditya Uppal and another

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Ms. Inderpal Kaur, Advocate, for
Mr. R.S. Manhas, Advocate,
for the petitioner.

Ms. Shiny Chopra, AAG, Punjab.

VIKRAM AGGARWAL, J. (ORAL)

By way of the instant contempt petition, preferred under Section 12 of the Contempt of Courts Act, 1971, the petitioner alleges willful disobedience of order dated 08.04.2025, passed by a Division Bench of this Court in CWP-10067-2025.

2. While disposing of the writ petition [CWP-10067-2025], the following directions were issued:

“3. Accordingly, at this stage, without commenting on the merits of the case, the writ petition is disposed of with a direction to respondent No.2 to take a decision on the representation dated 08.11.2024 (Annexure P-7), submitted by the petitioner, by passing a speaking order and after affording opportunity of hearing to all concerned, preferably within one month from the date of receipt of a copy of this order.”

3. In the compliance report submitted by way of affidavit of Deputy Commissioner, Pathankot, it has been averred as under:



“5. That on the receipt of the certified copy of the order dated 08.04.2025 (Annexure P-1), the answering respondent sought the report from the office of the Block Development and Panchayat officer, Narot Jaimal Singh, District Pathankot by visiting the spot alongwith Petitioner, Sarpanch of Gram Panchayat Shihora and concerned Panchayat secretary, vide letter dated 16.04.2025 and 25.04.2025. Accordingly, in response to the same, the office of the Block Development and Panchayat officer, Narot Jaimal Singh, District Pathankot, vide its report dated 05.-05.2025 reported that spot was seen in the presence of concerned, wherein the petitioner stated that Ranjit Singh son of Desh Raj has illegally encroached upon the path area adjoining to Khasra No. 257, 258. He stated that the demarcation of the same be got conducted and if there is illegal encroachment is found the same be got removed. Ranjit Singh son of Desh raj also agreed to same and stated that after demarcation, if his possession is found, he is ready to remove the same. But he is not in illegal possession of Panchayat Land. Sarpanch of the Gram Panchayat also stated that the demarcation of the land in Khasra No. 257, 258, be got conducted from the Revenue Department and thereafter, if any illegal encroachment of anyone is found then the same will be got removed as per law.

6. That accordingly, the office of Block Development and Panchayat Officer, Narot Jaimal Singh, send the report dated 05.05.2025, wherein it is recommended that as per the statements made by the concerned, there is need of getting done the demarcation of Khasra No. 257, 258 and surrounding



path. The position regarding illegal encroachment can only be cleared after demarcation.

7. That on the receipt of the above report, the answering respondent perused the same and issued directions to Tehsildar, Pathankot to do the demarcation of the Khasra No. 257 and 258 of Gram Panchayat Sihora Khurd, within 15 days. In case, any encroachment is found after demarcation then proceedings for the eviction of the illegal occupants be initiated by filing petition under Section 7 of the Punjab Panchayati Raj Act, by passing a detailed speaking order dated 09.05.2025. A true translated copy of the speaking order 09.05.2025 is being annexed herewith as ANNEXURE R-1/1/T and its true copy as ANNEXURE R-1/1.”

3.1 It has further been averred that subsequent to the passing of the speaking order, a petition under Sections 4, 5 & 7 of the Punjab Public Premises and Land (Eviction and Rent Recovery), Act, 1973, has been filed for eviction.

4. That being so, learned counsel for the petitioner, on instructions, submits that the petitioner does not wish to press the instant contempt petition and that, if so advised, shall avail all such remedies as shall be admissible in law.

5. The present contempt petition is accordingly disposed of.

6. Pending applications, if any, shall also stand disposed of.

(Vikram Aggarwal)
Judge

September 9, 2025

Rajan

Whether speaking / reasoned:

Yes/No

Whether Reportable:

Yes/No