

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

**C.O.C.P. No.2017 of 2017
Date of Decision: 15.02.2018**

Jai Bhagwan

..... Petitioner

Versus

Raj Narayan Kaushik, IAS, Deputy Commissioner,
Mohindergarh at Narnaul and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. J.P.Sharma, Advocate for the petitioner.

Mr. Indresh Goel, Additional Advocate General, Haryana
for respondent Nos.1 and 2.

Mr. Sumit Sangwan, Advocate for respondent No.3.

JASWANT SINGH, J. (Oral)

The petitioner is a resident of Village Surjanwas, Tehsil and District Mahendergarh. He had filed CWP No.11299 of 2016 seeking a direction for the District Administration for removal of the encroachment by the named Villagers upon the Gram Panchayat land, comprising in *Ahata* No.227. The said writ petition was disposed of by learned Division Bench of this Court, vide order dated 01.06.2016 (**Annexure P-1**) with the direction to the Authorities to take necessary action in accordance with the provisions of the Punjab Village Common Lands (Regulation) Act, 1961 (for short '1961 Act') for removal of the said encroachments.

Since no action was taken within the stipulated time, hence the present contempt petition.

Upon notice, separate replies have been filed by the Deputy Commissioner, Mahendergarh as well as Assistant Collector 1st Grade,

Mahendergarh. In the replies, it is conveyed that after demarcation, the Gram Panchayat has filed petition under Section 7 for ejectment whereas some of the encroachers have filed petition under Section 13-A of the 1961 Act, raising the issue of title and, therefore, after the decision of the same, the necessary action in accordance with law will be taken.

In view of above, no action is required for continuing with the present contempt petition.

It is hoped that the quasi-judicial authorities under the 1961 Act would take steps for the expeditious disposal of the aforesaid pending petitions under Sections 7 for ejectment and 13-A of the 1961 Act.

Disposed of accordingly.

February 15, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>