

2025:PHHC:122267

[205+101] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-747-2023 (O&M)
Date of Decision : 08.09.2025

Rajni and others ...Petitioners

versus

Vivek Pratap Singh and othersRespondents

Coram : **HON'BLE MR. JUSTICE PANKAJ JAIN**

Present: Mr. Anmol Rattan S. Dhillon, Advocate for the petitioners.

Mr. Ishan Kaushal, AAG, Punjab.

Mr. Kamaldeep S. Sidhu, Advocate for respondent No.4.

Mr. Rishu Garg, Advocate for Mr. Ruby Malik, Advocate
for respondent No.7.

PANKAJ JAIN, J. (ORAL)

[1] Prayer in the contempt petition is for initiating action against the respondents for wilfully and deliberately disobeying order dated 04.10.2008 (Annexure P-2) passed in CWP-4886-2003 in case titled as '**Court on its own motion versus State of Punjab and another**'.

[2] Compliance report by way of affidavit dated 05.09.2025 of Shri Kulwant Singh, Director, Department of Local Government, Punjab, has been filed by learned State Counsel in Court today. The same is taken on record. Copy thereof has been supplied to the opposite counsel. The stand taken therein reads as under:-

"5. That, as per the report submitted by the Executive Officer, Municipal Council, Zirakpur, demarcation was carried out at the site in coordination with the Revenue Department, wherein it was observed that 37 permanent shops and certain temporary sheds/carts had been erected by the public. Consequently,

appropriate action was initiated by the Municipal Council, Zirakpur, and the temporary sheds and carts were removed on 16.03.2023 and 17.03.2023. It is further submitted that notices under Section 172-A of the Punjab Municipal Act, 1911, were issued to the said 37 encroachers. Public announcements were also made, and after providing adequate opportunity to the encroachers, the Municipal Council, Zirakpur, removed 33 encroachments on 28.07.2023 in due process of law, in the presence of the Duty Magistrate and with the assistance of the Police Administration. The remaining 4 encroachers produced stay orders issued by the learned Lower Court at the site. The details of the said stay orders are as follows:-

- a) Narinder Kumar Versus MC, Zirakpur (CS/488/2023)*
- b) Manju Rani Versus MC, Zirakpur (CS/345/2023)*
- c) Baldev Raj Chhabra Versus MC Zirakpur (CM/80/2023)*
- d) Savitri Versus MC, Zirakpur (CS/494/2023)*

6. *That the Executive Officer, Municipal Council, Zirakpur (respondent No.4), has further reported that no further encroachment have been permitted at the site and that there is no disruption to the flow of traffic on the road. It is further submitted that appropriate action shall be taken against the remaining four encroachers as soon as the stay orders are vacated by the Hon'ble Court. The remaining encroachments shall also be removed strictly in accordance with law."*

[3] In view of the above, no further orders are required to be passed. The present contempt petition is **disposed off**.

[4] All pending miscellaneous application(s), if any, stands *disposed off*.

(PANKAJ JAIN)
JUDGE

08.09.2025
'R. Sharma'

Whether speaking/ reasoned : Yes/No
Whether reportable : Yes/No