



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

**CWP-3626-2025 (O&M)**  
**Date of decision :07.02.2025**

SHEELA

...Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE HARSH BUNGER**

Present : Mr. Sandeep Thakan, Advocate  
for the petitioner.

Ms. Upasana Dhawan, A.A.G., Haryana.

**HARSH BUNGER, J. [ORAL]**

Petitioner-Sheela has filed the instant writ petition under Article 226 of the Constitution of India, *inter alia*, seeking a writ in the nature of *certiorari* for setting aside the Notice dated 17.01.2025 (Annexure P-9) and subsequent Notice dated 29.01.2025 (Annexure P-11) issued by the Sub-Divisional Officer, Panipat, Water Service Sub-Division, P.W.D (Irrigation and Water Resource), Panipat.

A further prayer has been made for issuance of a writ in the nature of *mandamus* for directing respondent No.4 (Tehsildar, Panipat, Tehsil and District Panipat) to conduct the demarcation on the application dated 10.04.2023 (Annexure P-6) submitted by the petitioner.

2. Briefly, the petitioner claims to be in possession of land measuring *11 bighas–15 biswas*. It is noticeable that the details of the land,

which the petitioner claims to be in possession of, have not been given in the writ petition. It is stated that the officials of respondents No.5 to 7 i.e. the Irrigation Department, started interfering in the possession of the petitioner on the ground that she was in an un-authorized possession of their land, whereupon, the petitioner filed a Civil Suit and she also sought an information under the Right to Information Act, 2005. It is stated that the suit filed by the petitioner was dismissed vide order 04.07.2024 (Annexure P-8). However, in the meanwhile, the petitioner submitted an application dated 10.04.2023 (Annexure P-6) to respondent No.4 (Tehsildar, Panipat) for demarcation of the land. It is stated that the said application (Annexure P-6) was not accepted by the Tehsildar concerned, whereupon, another representation dated 10.04.2023 (Annexure P-7) was made to the Deputy Commissioner, Panipat, the relevant extract of which reads as under :-

*“To*

*The Deputy Commissioner,  
Panipat*

*Sir,*

*It is requested that I Sheela Devi went to the Tehsildar for moving the present application for Demarcation by hand. PhoolKunwar son of Ram Sarup was with me but Tehsildar Sahib did not take my application and I am constrained to send this application to you. My Demarcation should be conducted.*

*Thanking you.*

*Date: 10.04.2023*

*Applicant*

*Sd/- Sheela Devi widow of Late Mahender Singh,  
Dutta Colony, Panipat*

*Witness: LTI Phool Kumar son of Ram Sarup  
resident of Panipat.”*

3. It transpires that respondent No.7 issued a Notice dated 17.01.2025 (Annexure P-9) followed by another Notice dated 29.01.2025 (Annexure P-11) calling upon the petitioner to vacate the government land. Said notices are sought to be challenged in the present writ petition.

4. Heard.

5. Neither from the contents of the writ petition nor from the contents of any of the annexures attached with the writ petition, it is borne out as to which land is claimed to be in possession of the petitioner. The only fact, which is forthcoming from Annexure P-3, is that an Award bearing No.23-IL dated 30.01.1968 was announced in respect of land measuring *30 bighas-15 biswas*, comprised in *Khasra Nos.3038, 3041, 3042, 3071, 3072, 3076, 3077, 3065/2, 3074, 3066, 3073, 3075, 3078/1, 3079, 3080*, situated at Patti Taraf Insar, Panipat.

6. From the Notices (Annexures P-9 and P-11), it is revealed that earlier the petitioner had filed two suits i.e. Civil Suit bearing Nos.*CS 558/2019* and *CS 1592/2021*. Both the said suits were dismissed on 16.08.2022 and 01.07.2024, respectively. The petitioner has not annexed the said orders with the instant writ petition.

7. Since, the instant writ petition is completely bereft of foundational facts for claiming reliefs as prayed for therein nor the true facts are forthcoming, it is not possible for this Court to adjudicate the same on account of incomplete facts.

8. Accordingly, the present writ petition is dismissed.

9. However, since the petitioner has also prayed for conducting the demarcation vide application dated 10.04.2023 (Annexure P-6) and the subsequent representation dated 10.04.2023 (Annexure P-7), which also do not contain the particulars of the land regarding which the demarcation is

being sought, it would be open to the petitioner to apply to the Revenue Authorities for demarcation of land, after giving complete details and factual position thereof.

10. All pending applications (if any) shall also stand closed.

**February 07, 2025**  
gurpreet

**(HARSH BUNGER)**  
**JUDGE**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No