

CWP No. 1093 of 2016 a/w CWPIL No. 17 of 2014, CWPIL Nos. 178 & 309 of 2017, CWPIL No.19 of 2018.

CWP No.7341 of 2011.

CWPs No. 1051 of 2014.

CWP Nos. 5 of 2016 a/w 539, 1301, 1434, 1547, 1548, 1940, 2046, 2119, 2120, 2121, 2140, 2296, 2477, 2638, 2639, 2652, 2711, 2720, 2750, 2779, 2786, 2787, 2805, 2826, 2830, 2834, 2836, 2842, 2843, 2844, 2845, 2850, 2851, 2852, 2853, 2854, 2866, 2867, 2868, 2869, 2892, 2895, 2910, 2911, 2913, 2914, 2916, 2921, 2922, 2960, 2961, 2985, 2986, 2997, 2998, 3001, 3002, 3003, 3012, 3039, 3085, 3088, 3089, 3090, 3092, 3118, 3120, 3125, 3144, 3154, 3161, 3190, 3212, 3213, 3253, 3298 of 2016

CWP Nos.15 of 2017 a/w 82, 91, 92, 96, 116, 158, 159, 173, 178, 179, 180, 181, 189, 190, 192, 195, 221, 222, 223, 228, 241, 242, 255, 262, 271, 272, 281, 287, 288, 299, 309, 314, 330, 336, 337, 338, 345, 349, 352, 360, 369, 391, 412, 415, 418, 419, 427, 428, 464, 474, 478, 497, 519, 520, 522, 536, 564, 623, 668, 669, 681, 684, 685, 693, 775, 778, 811, 844, 849, 850, 870, 877, 893, 894, 908, 935, 976, 977, 1017, 1038, 1097, 1122, 1128, 1341, 1348, 1620, 1795, 1801, 1947, 1973, 1974, 1989, 1990, 2017, 2046, 2070, 2071, 2072, 2073, 2133, 2195, 2517, 2605, 2606, 2607, 2446, 2447, 2718, 2748, 2750, 2922, 2917 of 2017.

CWP Nos.34 of 2018 a/w 35, 37, 53, 57, 58, 91, 99, 146, 200, 203, 204, 206, 207, 208, 227, 269, 341 to 345, 398, 399, 400, 411, 412, 429, 503, 510, 514 & 621 of 2018, .

CMPMOs No. 503 & 504 of 2016 and COPC No. 161 of 2016.

09.05.2018

Present:

M/s. G.D. Verma, Satyen Vaidya, Sanjeev Bhushan and B.S. Chauhan, B.P. Sharma, O.P. Sharma, Sr. Advocates, with M/s Abhimanyu Rathore, Vinod Thakur, Guarav Gautam, V.D. Khidtta, Rajnish K. Lal., S.D. Gill, Vikrant Thakur, Naveen K. Dass, H.S. Rana, L.S. Mehta, P.P. Chauhan, G.R. Palsra, Nitin Thakur, Neel Kamal Sood, Munish Datwalia, Abhilasha Kaundal, Vivek Sharma, Purshotam Chaudhary, Vinod Thakur, Vandana Misra, Tek Chand Sharma, Mohan Singh, Anil Chauhan, B.N. Mehta, Surender Verma, Arun Kumar, Rohit Chauhan, Karan Singh Kanwar, Sunil Chauhan, B.C. Verma, Jeevesh Sharma, Manohar Lal Sharma, Vinod K. Thakur, B.N. Sharma, Vishal Panwar, Ajay Kumar Dhiman, Neel Kamal Sharma, Sunil Chauhan, Digvijay Singh, K.B.Khajuria, Nitin Khanna, Sunil Kumar, Maan Singh, Naveen K. Bhardwaj, Vinod Kumar Thakur, Jagdish Thakur, Tara Singh

Chauhan, Sunil Mohan Goel, Surinder

Kumar Saklani, D.S. Kainthla, Mukesh Kumar, Mukul Sood, Het Ram Thakur, Vivek Darhel, Ajay Chauhan, Devender Chauhan Jaita, H.S. Rangra, Sanjay Sharma, G.K. Nadda, R.S. Chandel, J.L. Bhardwaj, Y.P.Sood, and Mr.B.N.Sharma, Advocates, for the petitioner(s) in the respective petitions.

Mr.Ashok Sharma, Advocate General, with Mr. Adarsh Sharma, Ms.Rita Goswami, Mr.Nand Lal Thakur, Additional Advocate Generals & Mr.J.K.Verma, Deputy Advocate General, for the respondents-State.

Mr.Sandeep Sharma, Advocate, for respondents No.10 and 11 in CWPIl No. 17 of 2014.

Mr. Sanjeev Bhushan, Sr. Advocate, with Ms. Abhilasha Kaundal, Advocate, for the applicants in CMP No. 6359 of 2016 in CWPIl No. 17 of 2014.

Mr. Dheeraj K. Vashisht, Advocate, for the applicants in CMP No. 9153 of 2016 in CWPIl No. 17 of 2014.

Mr. Vikrant Thakur, Advocate, for the applicants in CMP No. 10019 of 2016 in CWPIl No. 17 of 2014.

Mr.Aman Sood, Advocate, in CWPIl No. 178 of 2017.

When the matter was taken up, Mr. Neeraj Gupta, learned counsel, who appears on behalf of Shri Ramesh Kumar and Mohan Lal referred to in Column No.3 of the list of the encroachers supplied to us as reproduced in order dated 25.4.2018, states that both these persons alongwith Shri Sanjeev and Shri Kishore, sons of Shri Mohan Lal, are having small encroachments and under the garb of this order, the Special Investigation Team is endeavoring to implement the order without following due process of law or ascertaining the factual position with regard to

the ownership, holding and the extent of encroachment. Individual holdings of Shri Sanjeev and Shri Kishore, sons of Shri Mohan Lal are being clubbed with the personal holdings of Shri Mohan Lal. Further, Shri Bhag Mal, the predecessor-in-interest of Shri Mohan Lal had executed a Will in favour of Shri Mohan Lal and his two sons, which stands given effect to by the revenue agencies on 14.2.2012. Well, our order is evidently clear and we are not inclined to interfere and pass any other order, save and except, we have already indicated in our earlier orders, which we reiterate today. If such persons are aggrieved, let them file their affidavits and we shall deal with the same.

Report of the Special Investigation Team is taken on record. Time, as prayed for, is extended up to 17.5.2018.

List on 17.5.2018.

**(Sanjay Karol),
Acting Chief Justice.**

**(Tarlok Singh Chauhan),
Judge.**

May 9, 2018 (KS)