

Dame Chand Vs. State of HP & Ors

CWP No.11364 of 2026

10.07.2026 Present: Mr. Vijay Chaudhary, Advocate, for the petitioner.

Ms. Seema Sharma, Deputy Advocate General for respondents No.1 to 8 -State.

Notice. Ms. Seema Sharma, learned Deputy Advocate General, appears and waives service of notice on behalf of respondents No. 1 to 8. Notice. Issue notice to respondent No.9, returnable for 31.07.2026, on taking steps within one week.

2. The essence of petitioner's grievance is that official respondents have taken away the possession of the subject land from the petitioner and handed it over to respondent No.9. This has purportedly been done as if to execute the decree passed in favour of respondent No.9. *Prima-facie*, it appears that the judgment and decree passed in favour of respondent No.9 was only to restrain the petitioner from interfering with the possession of respondent No.9 over the subject land as projected in the civil suit filed by him. Decree of possession was not passed in favour of respondent No.9. Apparently, respondent No.9 has instituted another

civil suit in the year 2026, seeking possession of the same subject land.

3. Let respondents No. 1 to 8 explain as to on what basis and under what authority of law, the possession was taken away from the petitioner and handed over to respondent No.9 without there being any decree of possession in favour of respondent No.9 and when civil suit for possession is still pending adjudication qua the same subject land. Let respondents, more particularly respondent No.3, to place on record instruction positively by the next date of hearing. The action, if any, required in accordance with law, be also initiated.

List on **31.07.2026.**

CMP No. 16771 of 2026

In view of above order, this application to stand disposed of at this stage.

CMP No.16772 of 2026

The application is disposed of with direction to the applicant to file typed copies of the documents in issue before the next date of hearing.

Jyotsna Rewal Dua
Judge

July 10, 2026
(R.Atal)