

ITEM NO.37

COURT NO.6

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 14275/2020

(Arising out of impugned final judgment and order dated 04-09-2020 in CMP No. 2315/2020 in CWP No.3060/2016 passed by the High Court Of Himachal Pradesh At Shimla)

RESIDENTS OF VILLAGE RAMNAGAR COLONY

Petitioner(s)

VERSUS

THE STATE OF HIMACHAL PRADESH & ORS.
IA No. 21230/2021 - STAY APPLICATION

Respondent(s)

Date : 18-04-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Somanatha Padhan, AOR

For Respondent(s) Mr. Vikas Mahajan, Sr. Adv./AAG
Mr. Vinod Sharma, AOR
Mr. Anil Kumar, Adv.
Mr. Vidit Anand, Adv.
Mr. Arun Singh, Adv.
Mr. Parijat Som, Adv.

Mr. K.Parameshwar, AOR
Ms. A. Sregurupriya, Adv.
Mr. Prasad Hegde, Adv.

UPON hearing the counsel the Court made the following
O R D E R

On hearing learned counsel for parties, we dispose of the present Special Leave Petition with the following directions:

- a) There is no question of reviving the proceedings in the impugned order of the writ petition as the private respondents already stand removed as far back as on 04.04.2018 and

thus, the applications filed by private respondents in the writ petition on which orders have been passed, stand dismissed.

b) The private respondents have initiated proceedings to establish rights under the Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 and they would be entitled to prosecute the same in accordance with law. If they ultimately succeed in those proceedings, then only would the issue of their restoration to the land in question from which they have been dispossessed arise.

The Special Leave Petition accordingly stands disposed of.

Pending application stands disposed of.

(ASHA SUNDRIYAL)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
COURT MASTER (NSH)