IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CWP No.10322 of 2015

Date of Decision:-26.05.2015

United Church of North India Trust Association, Ludhiana

.....Petitioner.

Versus

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Varinder Singh Rana, Advocate for the Petitioner.

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JASWANT SINGH, J.(ORAL)

The petitioner-trust is seeking a writ of Mandamus against respondent no.4-United Church of North India through its Priest Incharge Sasi Mueal for not selling, mortgaging or interfering in the peaceful use of the property by the petitioner-trust.

It is alleged that the private persons/respondent nos.5 & 6 are offering money to respondent no.4 for illegally divesting of the rights of the petitioner-Trust qua the property owned and in possession of the petitioner-Trust as per the annexed jamabandies.

Having heard learned Counsel for the petitioner, it is apparent that the dispute primarily involves disputed question of facts and the appropriate remedy for adjudication of the rights of the parties would be filing of an appropriate suit, if any, before the Courts of Civil jurisdiction, in accordance with law. Hence this Court is not inclined to interfere in the

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present writ petition.

In view of the above, present writ petition is dismissed being not maintainable. However, the petitioner is at liberty to seek his remedy before the Civil Courts.

(JASWANT SINGH)
JUDGE

May 26, 2015
Vinay

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