

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.25756 of 2015

Date of decision: December 09, 2015.

Naresh Kapoor

... **Petitioner**

v.

State of Haryana and others

... **Respondents**

CORAM: **HON'BLE MR. JUSTICE HEMANT GUPTA**
HON'BLE MRS. JUSTICE RAJ RAHUL GARG

Present: Shri Sunil Chadha, Sr. Advocate with
Ms. Swati Verma, Advocate for the petitioner.

Hemant Gupta, J. (oral)

Petitioner claims that the property adjoining HUDA plot, as shown in photograph (Annexure P-2), is owned by the petitioner, whereas now the property which is reflected to be owned by HUDA is stated to be owned by Santokh Lal – Respondent No. 7 as on the basis of the information given by the CM Grievances Redressal System (Annexure P-14).

The question as to whether HUDA is the owner of the plot as shown in photograph Annexure P-2 or Santokh Lal, respondent No.7 or the petitioner is the owner of the plot in question or the adjoining plot, are disputed questions of fact relating to immovable property. Such disputed questions of fact can better be decided and adjudicated by civil court.

In view thereof, we dispose of the present writ petition with liberty to the petitioner to avail the alternative remedy before the civil court.

[**Hemant Gupta**]
Judge

[**Raj Rahul Garg**]
Judge

December 09, 2015.

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