

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

LPA No. 1924 of 2013 ( O&M )

DATE OF DECISION : 09.10.2015

Chuhar Singh and another

.... APPELLANTS

Versus

Financial Commissioner (Appeals-I) Punjab, Chandigarh and others

.... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

HON'BLE MR. JUSTICE MAHAVIR S. CHAUHAN

Present : Mr. Sarwan Singh, Senior Advocate, with  
Mr. N.S. Rapri, Advocate,  
for the appellants.

Mr. B.S. Chahal, DAG, Punjab,  
for respondents No.1 to 4.

Mr. Sanjeev Pandit and Mr. Balbir Kumar Saini, Advocates,  
for respondents No. 6,7 and 9.

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**SATISH KUMAR MITTAL, J.** ( Oral )

This intra-court appeal under Clause X of the Letters Patent has been filed against the order dated 06.09.2013 passed by the learned Single Judge, dismissing the writ petition (CWP No. 9282 of 2012) filed by the appellants, challenging the order of partition dated 14.04.2005 passed by the Assistant Collector Ist Grade, Balachaur, which has been further upheld by the Collector, Balachaur and the Financial Commissioner (Appeals-I), Punjab, vide orders dated 31.01.2006 and 17.03.2011, respectively.

We have heard learned counsel for the parties and have gone

through the impugned order passed by the learned Single Judge as well as the orders passed by the Revenue Authorities.

On the last date of hearing, i.e. September 28, 2015, the learned counsel for the appellants raised the only contention that in the partition, no passage was provided to one of the Blocks of land allotted to the appellants which resulted into great injustice. On the said contention, learned counsel for respondents No.6,7 and 9 sought time to verify this fact and to have instructions with regard to providing a passage to the appellants in the said Block.

Today, learned counsel for respondents No.6,7 and 9 has placed on record copy of jamabandi for the year 2008-09 along with *Aks Sajra* which depicts that adjoining to killa No.7/1/2, the land of the appellants is situated, comprising in killa No. 22//6/2, which has a passage and the appellants can approach the Block of land allotted to them through this killa number. In view of these documents placed on record, we do not find any merit in the contention raised by the learned counsel for the appellants as in our view the appellants have a passage to killa No. 7/1/2 through killa No. 22//6/2.

No merit. Dismissed.

**( SATISH KUMAR MITTAL )**  
**JUDGE**

**October 09, 2015**  
ndj

**( MAHAVIR S. CHAUHAN )**  
**JUDGE**