

Sr. No.203

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

CWP-1432-2014(O&M)

Date of Decision: 04.11.2016

Smt. Chhoti and another

.....Petitioners

VS.

Assistant Collector Grade-I Patiala and others

....Respondents

CORAM HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present:- Mr.Sunil Garg Advocate for the petitioners.
Mr. Yatinder Sharma, Addl. A. G. Punjab.
Mr. R.K.Shukla, Advocate for respondents no.4 and 5.

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RAMESHWAR SINGH MALIK, J

It has gone undisputed before this Court that the impugned order qua mode of partition dated 22.11.2013 (Annexure P4) was passed behind the back of the petitioners.

Learned counsel for the parties are at *ad idem* that let the matter be remanded to Asstt. Collector Ist Grade, Patiala with a direction to him to grant an opportunity of being heard to the petitioners and thereafter decide the fresh mode of partition, by passing an appropriate order in accordance with law.

In view of the above said fair stand taken on behalf of the parties, present writ petition is disposed off with a direction to the petitioners

to appear before the Asstt. Collector Ist Grade, Patiala on 15.11.2016, who

shall then fix a date of hearing and after granting an opportunity of being heard to both the parties,shall pass a fresh order regarding mode of partition, however, strictly in accordance with law.

With the above said observations made, present writ petition stands disposed of.

(RAMESHWAR SINGH MALIK)

JUDGE

November 04, 2016

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No