

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CWP No.19629 of 2016
Date of decision:21.9.2016**

Kartar Singh and others

...Petitioners

Versus

Financial Commissioner, Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.Jasbir Rattan, Advocate for the petitioners

RAMESHWAR SINGH MALIK, J. (Oral)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioners have approached this Court by way of instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of certiorari.

Learned counsel for the petitioners, at the very outset, fairly states that he does not intend to press this writ petition on merits qua the impugned order dated 7.9.2015 (Annexure P-1), for the time being. He further submits that in compliance of the order dated 7.9.2015 (Annexure P-1) passed by the Financial Commissioner, Punjab, Assistant Collector 1st Grade, Dhuri-respondent No.7 has not proceeded further, despite lapse of time of more than one year. He also submits that petitioners will be satisfied in case respondent No.7 is directed to conclude the matter by passing an appropriate order, in compliance of the remand order dated 7.9.2015 (Annexure P-1) within a reasonable time.

Having heard the learned counsel for the petitioners and without expressing any opinion on the merits of case, lest it should

prejudice the rights of either of the parties, the order dated 7.9.2015 (Annexure P-1) passed by the Financial Commissioner, Punjab, is upheld. However, Assistant Collector 1st Grade, Dhuri (Sangrur)-respondent No.7, is directed to look into the matter, proceed further with the partition proceedings, in compliance of the order dated 7.9.2015 (Annexure P-1) passed by the Financial Commissioner, Punjab and conclude the matter at an early date by passing an appropriate order thereon, strictly in accordance with law but in any case within a period of six months from the date of receipt of a certified copy of this order. If the record of the case has not been sent back so far from the office of Financial Commissioner, Punjab, it shall be ensured by the Financial Commissioner that record of the case is sent back to the Court of Assistant Collector 1st Grade, Dhuri (Sangrur) forthwith.

With the above-said observations made and directions issued, the instant writ petition stands disposed of.

21.9.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No