

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

CWP No.27360 of 2015 (O&M)

Date of Decision: 19.01.2016

Rajeev Kumar

... Petitioner

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE P.B. BAJANTHRI

Present: Mr. Sukhjit Singh, Advocate for the petitioner

SURYA KANT, J. (Oral)

(1) The petitioner, in a way, seeks an injunction order against the official respondents to restrain them from registering any sale deed and/or any other instrument on behalf of the private respondents in respect of the land situated in village Nada, Tehsil Khara, District SAS Nagar Mohali which is described as *Hasab Rasad Zar Khewat* and is comprising Khewat-Khatoni No.195/220, Khasra No.129/1.

(2) While it may be true that a co-sharer is not entitled to sell the land exceeding his share but such like question of facts, in our considered view, can be effectively resolved by the Civil or Revenue Courts where the petitioner may also seek partition of the joint-holding. We have no reason to doubt that any such proceeding initiated by the petitioner would be expeditiously disposed of.

(3) With liberty afore-mentioned, we decline to interfere and dismiss the writ petition.

(Surya Kant)
Judge

19.01.2016
vishal shonkar

(P.B. Bajanthri)
Judge