

Sr. No. 1

**RA-CW-503-2014
CM-11601-CWP-2014
WITH CM-13846-CWP-2014
IN CWP-1030-2012**

**M/S SPECTATOR GLOBAL PVT LTD
V/S
STATE OF PUNJAB & ORS**

Present: Mr. Ashish Aggarwal, Senior Advocate,
with Mr. V.K. Sachdeva, Advocate,
for the applicant-petitioner.

Mr. P.S. Bajwa, Addl. A.G, Punjab

Mr. Dhirinder Chopra, Advocate,
for Gram Panchayat, Bhankarpur.

Prayer in this application is for review/recalling of
the order dated 22.11.2013.

Counsel for the applicant-petitioner submits that
the writ petition filed by the petitioner has been dismissed on
the ground that the land is Shamlat Deh and therefore, vests in
the Gram Panchayat. The finding so recorded is based upon
Jamabandis appended with the writ petition. The petitioner
after decision of the writ petition, re-examined the record,
particularly the Jamabandis (*Annexure P-6*) and realized that
the Jamabandis which were recorded in Punjabi, was wrongly
translated from the original Jamabandi in Urdu. The applicant
has appended a certified copy of the original Jamabandi in
Urdu which records that the land is *Shamlat Patti*. Counsel for
the applicant-petitioner prays that this inadvertent error

committed by the petitioner may be condoned, the order may be recalled and the writ petition may be allowed by holding that the land is *Shamlat Patti*.

Notice was issued in the application, Counsel for the State of Punjab and the Gram Panchayat were directed to verify whether certified copy of the original Jamabandis appended by the applicant was issued by the Department and is correct.

Counsel for the State of Punjab states, on instructions from Bhupinder Singh, Patwari, Bhankerpur who has examined and brought the original Urdu record, that it is true that column No. 3 records the expression "*Patti Sanian Ranjit Singh Lamberdar Mazkur*" and column No. 4 records the expression "*Shamlat Zail Patti Ranjit Singh Mazkur.*"

We have heard counsel for the parties and whether there was an error in the copy of the Jamabandi, appended with the petition and whether the original jamabandi in Urdu that records the land as *Shamlat Patti* is a matter, we shall not opine upon at this stage, as our judgment is under challenge before the Hon'ble Supreme Court. The application is, therefore, disposed of by granting liberty to the

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petitioner to seek revival of the application in case, the Special Leave Petition is dismissed and judgment passed by this Court is affirmed.

**[RAJIVE BHALLA]
JUDGE**

**[REKHA MITTAL]
JUDGE**

February 24, 2016
Suresh Kumar