

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

CWP No.18705 of 1997
Date of decision : 17.05.2017

Ram Chand and another

...Petitioners

Versus

Assistant Collector, Ist Grade, Ellenabad and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Mr. Ashok Verma, Advocate for the petitioners.

Mr. Indresh Goel, Addl. A.G. Haryana.

Mr. Harish Bhardwaj, Advocate for
Mr. Suresh Monga, Advocate for respondent No.5.

AMIT RAWAL, J. (Oral)

Grievance in the present writ petition raised by the landowners is that the private respondent had raised the controversy before the Revenue Court claiming occupancy Tenant which according to Mr. Ashok Verma, learned counsel for the petitioners, has erroneously been allowed.

He further submits that the aforementioned controversy with regard to the jurisdiction of the Revenue Court has also been determined by the Full Bench of this Court in *Shiv Charan Vs. Financial Commissioner, Haryana and others, 2004(4) RCR (Civil) 543*.

This fact is not disputed, thus, cause of action would arise to the tenants to seek the redressal of the grievance before the Civil Court.

Impugned orders are hereby set aside.

Writ petition stands disposed of with a liberty aforementioned.

17.05.2017

Pawan

**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No