

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.19937 OF 2017

Date of Decision: 5th September, 2017

Jasvir Singh and others

....Petitioners

Vs.

State of Punjab and others

....Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Rakesh Gupta, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J. (ORAL)

The petitioners were allegedly proceeded against *ex parte* before the Assistant Collector, 1st Grade in the partition proceedings. Sanad has been prepared. Thereafter when the petitioners came to know about it he filed revision under Section 16 of the Punjab Land Revenue Act, 1887 to challenge the order 28.8.2012 and 13.3.2015 passed by the Assistant Collector, 1st Grade, Patiala. Their revision petition has been dismissed by the Financial Commissioner on the ground that they have approached its Court directly bypassing the proper channels much less without filing the appeal before the Collector.

Learned counsel for the petitioners submits that after the preparation of sanad the Collector does not have the jurisdiction.

I have heard learned counsel for the petitioners and after examining the record, am of the considered opinion that the Financial Commissioner has already passed its order that he should have filed the appeal to the Collector first and therefore, I do not find any error in the order

of the Financial Commissioner. The petitioner may, if so advised, avail the remedy as suggested by the Financial Commissioner by approaching Collector at the first instance.

Disposed of.

5th SEPTEMBER, 2017

Vivek

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No