

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CWP No.28279 of 2017
Date of Decision: 13.12.2017

Miyan Singh (since deceased) through his LRs.

. . . . Petitioners

Vs.

Giani Ram and others

. . . . Respondents

CORAM: - HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr.Chander Pal Tiwana, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J.

The petitioners have challenged the order dated 18.10.2012 passed by the Assistant Collector IInd Grade, Kalayat by which an application filed by Miyan Singh (since deceased), predecessor-in-interest of the petitioners, for clubbing the two applications filed for partition of the land was declined on the ground that there were different co-sharers in both the khewats, order dated 12.2.2014 by which the appeal filed by Miyan Singh (since deceased) against the order dated 18.10.2012 was dismissed by the Collector, Kaithal, order dated 27.11.2015 passed by the Commissioner, Ambala Division, Ambala by which the revision filed by Miyan Singh (since deceased) was dismissed and the order dated 29.8.2017 by which the revision petition filed by the legal heirs of Miyan Singh (since deceased) was dismissed by the Financial Commissioner.

The concurrent and consistent view of all the authorities right from the Assistant Controller, IInd Grade upto the Financial Commissioner

has been challenged by the petitioners but the fact remains that the separate applications filed for partition cannot be consolidated because the co-sharers are different in the khewats. This legal aspect is demolished by the petitioners by citing any law. Consequently, the present petition is devoid of any merit and the same is hereby dismissed.

13.12.2017
Vivek

(RAKESH KUMAR JAIN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>