

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.3249 of 2017.

Date of Decision: February 20, 2017

Devender Kumar Gupta

.....Petitioner

versus

Haryana State Industrial Development Corporation Ltd.

.....Respondent

**CORAM: HON'BLE MR.JUSTICE SURYA KANT.**

**HON'BLE MR.JUSTICE SUDIP AHLUWALIA.**

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Present: Mr.Vineet Jain, Advocate, for the petitioner.

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**Surya Kant, J.** (Oral)

The petitioner has raised several disputed questions of facts on the strength of an alleged General Power of Attorney which is said to have been executed in his favour by Smt.Ravi Kapoor w/o late Rajinder Kapoor. The petitioner also relies upon an agreement to sell allegedly executed by said Smt.Ravi Kapoor on 29.08.2002 in respect of a part of industrial plot No.354, Udyog Vihar, Phase-II, Gurgaon, Haryana, measuring 450 square yard. On the basis of these two documents, the petitioner claims himself to be owner of the subject-property and seeks a direction for its de-sealing. The record reveals that the petitioner has some dispute with Smt.Ravi Kapoor who is not traceable.

In our considered view, such like disputed questions are not decided in writ petitions. The petitioner may file a suit for specific performance or take any legal action against Smt.Ravi Kapoor, if it is so permissible in law.

The writ petition stands disposed of accordingly.

**[SURYA KANT]**  
**JUDGE**

February 20, 2017

*mohinder*

**[SUDIP AHLUWALIA]**  
**JUDGE**

**Whether speaking/reasoned**

:

**Yes/No**

**Whether Reportable**

:

**Yes/No**