

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

**C.R. No.1182 of 2018 (O&M)
Date of Decision: March 15, 2018**

Piara Singh and another

...Petitioners

Versus

Nirmal Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. S.S. Salar, Advocate
for the petitioners.

FATEH DEEP SINGH, J.

Heard learned counsel for the petitioner. Apparently a civil suit for partition and separate possession was pending and when objections as to the locus standi of the plaintiff to file the suit was raked up the plaintiffs now petitioners moved an application seeking directions of the Court to get the mutation of inheritance of Babu Singh and Sidhia sanctioned. Since it is prerogative of the revenue Court to adjudicate on sanctioning or not sanctioning of a mutation which function is quite independent of the judicial functions of the Courts and purely to undo the effects of this locus standi to file suit as the plaintiffs could not prima facie established their right in any manner over the suit property in question. It has been rightly held by the Court below that it was for the revenue authority to decide the application as per law and interference of the Court below is wholly unwarranted. Thus, apparently there is no illegality or perversity in the findings so returned by the Court below. The revision

petition being hopelessly without any merits stands dismissed in limine.

(FATEH DEEP SINGH)
JUDGE

March 15, 2018
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No