

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

**CR No.5092 of 2018 (O&M)
Date of Decision : 15.10.2018**

**M/s Interstate Dev. Design & Eng.
Consultancy Pvt. Ltd, New Delhi**

....Petitioner

VERSUS

Rajan Thind

...Respondent

CORAM : HON'BLE MR. JUSTICE B.S. WALIA

Present: Mr. Aashish Chopra, Advocate for the petitioner.

Mr. Harsh Bungar, Advocate for the respondent.

B.S. WALIA, JUDGE (ORAL)

1. At the time of issuing notice of motion, learned counsel had stated that he did not press the allegations of mala fide against the Naib Tehsildar in the revision petition and the petitioner would be satisfied if a person other than the Halqa Patwari Harsaru was appointed to conduct demarcation of the suit land.

2. Today, learned counsel for the petitioner has produced on record a copy of application moved by the Halqa Patwari Harsaru before the Court of the learned Civil Judge (Jr. Division), Gurugram requesting from being exempted from carrying out demarcation of the suit land on account of having suffered a fracture and for appointment of any other revenue official to conduct the demarcation.

3. Learned counsel appearing on behalf of the respondent states that in the facts and circumstances of the case, the respondent does not have any objection to the appointment of a revenue official other than the present Halqa

Patwari, Harsaru to demarcate the suit property subject to the demarcation being carried out in accordance with the provisions of the Haryana Land Records Manual and the Punjab and Haryana High Court Rules and Orders in the presence of a responsible officer of the Revenue Department besides the proceedings being videographed.

4. Learned counsel for the petitioner states that he has no objection to the prayer of learned counsel for the respondent.

5. In the light of consent of counsel for the parties, order dated July 19, 2018 (Annexure P-11) is modified by directing the learned trial Court to appoint a serving revenue official other than the Halqa Patwari, Harsaru, appointed earlier, to carry out demarcation of the suit land, for demarcating the suit property in accordance with the provisions of the Haryana Land Records Manual and the Punjab and Haryana High Court Rules and Orders under the supervision of a responsible officer of the Revenue Department with video recording being made of the demarcation proceedings. Costs for the video recording to be shared equally by the parties.

6. Accordingly, the revision petition is disposed of in the aforementioned terms.

October 15, 2018

ps

(B.S. WALIA)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No