

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

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**C.M. NOS.9257-CWP-2016, 6233-CWP-2018 &
17785-CWP-2018 &
CIVIL WRIT PETITION NO.23914 OF 2015
DATE OF DECISION: DECEMBER 06, 2018**

Naginder Singh and others

.....Petitioners

VERSUS

State of Punjab and others

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. V.K.Jindal, Sr.Advocate with
Mr. Nirmaljeet Singh Sidhu, Advocate,
for the petitioners.

Ms. Kanica Sachdeva, AAG, Punjab,
for the State.

Mr. I. S. Brar, Advocate,
for respondent Nos.5 to 9.

AUGUSTINE GEORGE MASIH, J. (ORAL)

C.M. No.9257 of 2016 has been preferred by applicants, Harbans Singh and Karam Singh sons of Bhagwant Singh, Inderjit Singh and Kuljeet Singh sons of Jaswant Singh and Avtar Singh son of Nirranjan Singh, asserting that they are necessary party to the writ petition.

Reply to the said application under Order 1 Rule 10 C.P.C. has been filed by the non-applicant/petitioners, opposing the said prayer.

Decision on the said application may not be necessary in the light of the prayer made in the writ petition by the petitioners. What has

been prayed by the petitioners is that a mandamus may be issued, directing the official respondents to enter the mutation on their names in the light of the judgment of the Hon'ble Supreme Court in Civil Appeal No.5256 of 2016 (in R.S.A. No.564 of 1985).

It is contended by learned senior counsel for the petitioners that the petitioners would be satisfied if a direction is issued to the A.C.Grade 1st (SDM), SDM Office, Rampura Phul, District Bhatinda-respondent No.3 to consider the application submitted by the petitioners for the purpose referred to above and finalize the same within some specified time.

The applicants in C.M. No.9257 of 2016 may also move an appropriate application/objections to the mutation proceedings, which may also be considered and finally decided.

In the light of the above, without commenting on the merits of the case, the present petition is disposed of with a direction to respondent No.3- the A.C.Grade 1st (SDM), SDM Office, Rampura Phul, District Bhatinda, to consider the petition/representation submitted by the petitioners for sanction of mutation, on hearing the concerned parties, including the applicants in C.M No.9257 of 2016, pass a speaking order within a period of six months.

Since the main writ petition stands disposed of, no orders are required to be passed on the applications.

December 06, 2018
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No