

C.M. NO.8401 OF 2018 (O&M)
CIVIL WRIT PETITION NO.21091 OF 2017

:{ 1 }:

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

147

C.M. NO.8401 OF 2018 (O&M)
CIVIL WRIT PETITION NO.21091 OF 2017
DATE OF DECISION: JULY 30, 2018

Amarpreet Singh

.....Petitioner

VERSUS

State of Haryana and others

....Respondents

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

Present: Mr. Vinay Sharma, Advocate,
for the petitioner.

Mr. Ravi Pratap, AAG, Haryana,
for the State.

AUGUSTINE GEORGE MASIH, J. (ORAL)

C.M. No.8401 of 2018

Prayer in the application is for early hearing of the main case.

For the reasons mentioned in the application, which are duly supported by an affidavit of the petitioner, the same is allowed and the main writ petition is taken on board for hearing today.

C.W.P. No.21091 of 2017

Petitioner has approached this Court, alleging that as per the order dated 29.04.2015 (Annexure P-7) passed by the Collector, Kurukshetra, 1/6th share of the property, which was the subject matter of Regular Second Appeal No.4538 of 2012 (Vijay Singh Vs. Shammi Gill

and others), fell in the share of mother of the petitioner, namely, Harjeet Kaur. In compliance thereof, 1/6th share of the property stands mutated in the name of Harjeet Kaur, mother of the petitioner.

Submission of counsel for the petitioner is that since his mother has unfortunately died, he had moved an application dated 16.02.2016 (Annexure P-9) to the Tehsildar, Shahabad (Markanda), District Kurukshetra, which has not been decided till date. He states that the petitioner, at this stage, would be satisfied if a direction is issued to respondent Nos.2 to 4 to consider the said application/representation dated 16.02.2016 (Annexure P-9) and decide the claim of the petitioner with regard to entering mutation in favour of the legal heirs of his mother i.e. Harjeet Kaur after following the procedure as prescribed within some specified time.

Without going into the merits of the case and commenting thereon, the present petition is disposed of with a direction to respondent Nos.2 to 4 to consider and decide the application/representation dated 16.02.2016 (Annexure P-9) in accordance with the procedure as prescribed under the statute and the instructions within a period of six months from the date of receipt of certified copy of this order.

July 30, 2018
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

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