

CWP-3103-2016 (O&M)

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

CWP-3103-2016 (O&M)

Date of Decision: December 10, 2018

Joginder Singh & another

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. K.S. Boparai, Advocate,
for the petitioner.

Mr. Charanpreet Singh, Asstt. A.G., Punjab.

Mr. R.S. Chauhan, Advocate
for respondent No.2.

Mr. C.S. Bagri, Advocate
for respondents No.3 and 4.

AUGUSTINE GEORGE MASI, J. (ORAL)

Challenge in this writ petition was to the order dated 09.09.2015 (Annexure P-4) passed by the Financial Commissioner, Punjab, Chandigarh, dismissing the revision petition preferred by the petitioners as infructuous, merely on the ground that an instrument of partition has been issued by the Court below.

During the pendency of the writ petition, a compromise has been entered into between the parties and CM-11827-CWP-2018 has been preferred by the petitioners. Along with the said application, an agreement dated 14.03.2018 (Annexure P-8) has been appended. Petitioners as well as the private respondents have appended their signatures thereon.

Notice of the said application was issued to the counsel opposite.

Counsel for the respondents state that a compromise has been entered into between the parties, reference whereof has been made above, which has been signed by the respondents as well as the petitioners. It is also stated that the respondents have no objection to the modification of the *sanad taksim* in the light of the compromise/agreement referred to above, which includes a chart of partition.

Counsel for the petitioners states that he has no objection to the said assertion of the counsel for the respondents.

In view of the above, CM-11827-CWP-2018 is allowed and the main writ petition is disposed of in terms of the agreement dated 14.03.2018 (Annexure P-8) entered into between the parties. Parties would be bound by the said agreement. *Sanad taksim*, as issued by the Assistant Collector First Grade, Ludhiana, dated 28.05.2013 be modified in terms of the agreement dated 14.03.2018 (Annexure P-8) and after the modification of the *sanad taksim*, the consequential entries be made in the revenue record.

(AUGUSTINE GEORGE MASIH)
JUDGE

December 10, 2018
Harish

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