

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

**CWP No.29900 of 2018 (O&M)
Decided on : 14.12.2018**

Gurdev Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

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

G.S. Sandhawalia, J. (Oral)

CM-18472-CWP-2018

Application for placing on record judgment dated 08.03.2018 as Annexure P-10, is allowed, subject to just exceptions. The same is taken on record. Office to append the same at the appropriate place.

CM stands disposed of.

Main case

After arguing for sometime, counsel is not in a position to press the present writ petition, whereby the claim for compensation on account of the acquired agricultural land measuring 3 kanals 16 marals falling in Khasra No.179//11/3 is sought.

The fact remains that the suit for declaration filed by the petitioner for the relief of ownership by way of declaration stands dismissed on 08.03.2018 (Annexure P-10), but counsel has vehemently tried to argue and convince this Court regarding his ownership on the strength of revenue documents.

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It is trite law that the writ Court will not go into the disputed questions of fact. The petitioner has a right of appeal against the judgment of the Civil Court and it is always open to him to avail the same if he so desires. Only if he first succeeds in the said litigation he can ask for the relief of compensation.

In such circumstances, no further orders are called for and the present writ petition is dismissed in limine.

DECEMBER 14, 2018
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No