

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

**COC-1509-2018**  
**Date of decision: 03.09.2019**

**SURINDER SINGH AND ANOTHER** **.. PETITIONERS**

**VERSUS**

**INDERJIT SINGH MINHAS AND ANOTHER** **.. RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN**

**Present:** Mr. Vikas Sharma, Advocate  
for the petitioners.

Mr. Kanisth Ganeriwala, AAG, Punjab.

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**AVNEESH JHINGAN, J. (Oral)**

The present contempt petition has been filed alleging wilful disobedience of the order dated 26.04.2017 passed by this Court in CWP No. 706 of 2015. The operative part of the order is reproduced below:

*“Resultantly the order of the Financial Commissioner setting aside the Sanad Taqseem is upheld. The matter is referred to the Assistant Collector 1<sup>st</sup> Grade to prepare a memo of partition in respect of the exact share holding of both the parties in equal distribution and thereafter prepare a Naksha Bey strictly as per the mode of partition to rule out any possibility of filing any objections. In case both the parties are agreeable to the aforementioned Naksha Bey, as a natural consequence the Naksha Zeem be prepared and thereafter final partition. Both the parties have also given an undertaking before this Court that they will not assail the order of any of the proceedings in order to put the things at rest which have already been in litigation since long.*

*Resultantly, the writ petition is disposed of with the aforementioned direction. Let this exercise be done within a*

*period of two months by the Assistant Collector 1<sup>st</sup> Grade, Tehsil Banga. Parties through their counsel are directed to be present before him on 08.05.2017.”*

Learned State counsel, on instructions from Vipin Bhandari, District Revenue officer, SBS Nagar, submits that the partition proceedings have been finalized vide order dated 11.10.2018.

Learned counsel for the petitioners submits that in view of the statement made in Court today, no cause of action survives for pursuing the contempt petition. However, the petitioners seeks liberty to avail remedies in accordance with law, in case aggrieved of order dated 11.10.2018.

Disposed of with liberty as prayed for.

Rule issued against the respondents is discharged.

**03.09.2019**  
*shabha*

**(AVNEESH JHINGAN)**  
**JUDGE**

*Whether speaking/reasoned* : *Yes/No*

*Whether reportable* : *Yes/No*