

In the High Court of Punjab and Haryana at Chandigarh

201

CR No. 6741 of 2016

Date of decision:9.12.2019

MUNICIPAL CORPORATION PATIALA

.....petitioner

Versus

ONKAR SINGH AND ANR

.....respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr.Sanjeev Soni, Advocate,
for the petitioner.

Mr.Mayank Mathur, Advocate
for respondent No.1.

Ms.Akanksha, AAG, Punjab.

RAJ MOHAN SINGH, J.(oral)

This petition has been filed by the petitioner challenging the order dated 28.3.2016 passed by the Civil Judge (Jr.Divn.), Patiala, vide which warrant of attachment of property was issued.

Perusal of the record would show that the suit filed by the plaintiff/ decree holder for declaration was decreed by the trial Court vide judgment and decree dated 9.9.2013 and the plaintiff was declared to be owner of the suit property bearing custodian No.21/4-B (M.C. No.4064/3). Defendant No.1-

Municipal Corporation, Patiala was directed to transfer the water /sewerage connection in the name of the plaintiff. During pendency of the suit, water and sewerage connections were transferred in the name of the plaintiff/ decree holder. The property was shown in the name of Kulwant Singh in TS-1 Form Register, but w.e.f. 1.4.2013, by virtue of amendment in the Punjab Municipal Corporation Act, 1976, TS-1 Form Register was abolished and new property tax system was introduced and it was observed that the decree has already been satisfied. Vide order dated 24.11.2017, the execution proceedings were stayed by this Court.

On 5.11.2019, during the course of arguments, it came to fore that the new format i.e. new property tax came into being only during pendency of the suit. Earlier the property was shown in the name of Kulwant Singh in TS-1 Form Register, but with the commencement of new system w.e.f. 1.4.2013, TS-1 Form Register was abolished and new system has been put in place. Learned counsel for the petitioner assured the Court that he would instruct the petitioner/ corporation to do the needful in the context of placing the name of the decree holder in the record of new property tax system.

Today, learned counsel for the petitioner has very candidly submitted that the needful has already been done and

the name of the plaintiff/ decree holder has been placed/entered in the record of the Municipal Corporation as per requirement under the new property tax system.

For the reasons recorded herein above, no further action is called for in this revision petition. The same stands disposed of accordingly.

December 09, 2019
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(RAJ MOHAN SINGH)
JUDGE

Whether reasoned/Speaking **Yes/No**

Whether reportable ***Yes/No***