

115

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

CR No. 5048 of 2019
Date of Decision: 26.08.2019

Saidu-Din

-Petitioner

Vs

State of Haryana and others

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Parminder Singh, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

Petitioner has assailed the order dated 12.07.2019 passed by Additional Civil Judge (Senior Division), Indri vide which the application for appointment of local Commissioner was allowed.

In view of ratio of **Rajinder and Co. vs Union of India and others, 2003(1) RCR (Civil) 755**, this Court cannot interfere with the order of appointing local Commissioner for inspection of site and to file a report.

Petitioner would be well advised to take recourse to legal remedy including filing of objections against the report of local Commissioner.

The question whether report of local Commissioner is finally acceptable or not, would be decided by the concerned Court *dehors* the order passed by the authority concerned.

The judgment in **Rajinder and Co.'s case (supra)** has been followed by this Court in **Harpal Singh vs Harmohinder Singh and others, 2013(2) RCR (Civil) 892.**

In view of above, this Court is not inclined to interfere in the impugned order.

This revision petition is accordingly, dismissed.

26.08.2019
Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No