

108

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

CWP-6572-2021

Date of decision : 22.03.2021

Chand Masih and others

...Petitioners

Versus

The Financial Commissioner, Revenue, and others

...Respondents

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

Present: Mr. G.S. Nagra, Advocate for the petitioners.

(The proceedings are being conducted through video
conferencing, as per instructions)

G.S. SANDHAWALIA, J. (ORAL)

The petitioners seek consideration of their legal notice dated
27.01.2021 (Annexure P-9).

Perusal of the writ petition would go on to show that the case
of the petitioners are that they were allotted the land under the Punjab
Package Deal Properties (Disposal) Act, 1976 in the year 2008 and the
Conveyance Deed was also issued in their name. On account of
Government Policy dated 26.09.2007, letter dated 25.09.2015 was issued
to all the Deputy Commissioners for cancellation of allotment regarding
transfer of the land on the basis of possession. Resultantly, needful was
done in the revenue record by the Naib Tehsildar on 26.11.2015

(Annexure P-3).

It is the case of the petitioners that earlier they approached this Court by way of filing writ petition bearing No.CWP-21533-2016 which was disposed of on 07.12.2016 alongwith bunch of cases. Lead case was CWP-25855-2015 titled as Paramjit Singh and others Vs. State of Punjab and others (Annexure P-6), in which the directions were issued to issue show cause notice and grant opportunity of hearing and that the competent authority will be at liberty to pass fresh orders but keeping in view the provisions of Punjab Act No.9 of 2016, whereby the amendment had been made. Thus, the grouse of the petitioners is limited that the said directions are not being complied with.

It is the case of counsel for the petitioners that legal notice dated 27.01.2021 (Annexure P-9) has been served upon the respondents and respondent No.1 has further forwarded the legal notice to respondent No.2 on 04.02.2021 (Annexure P-10) for taking necessary action and the petitioners would be satisfied if the competent authority as such complies with the earlier directions.

Notice of motion.

Ms. Simran Grewal, Assistant Advocate General, Punjab, accepts notice on behalf of the respondents.

Keeping in view the above controversy and the fact that decision making process is still incomplete, this Court does not feel it necessary to call upon the State to file its reply as it would delay the decision making process.

Accordingly, without commenting upon the merits of the case and the entitlement of the petitioners, the present writ petition is disposed of with the direction to respondent No.2 to ensure that the competent authority complies with the earlier directions issued and decides the legal notice within a period of four weeks from the date of receipt of certified copy of the order.

The writ petition is disposed of with the abovesaid directions.

22.03.2021

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**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No