

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

Sr. No.132

**CWP-17778-2021 (O&M)
Date of decision : 09.09.2021**

Ronki Ram

..... Petitioner

VERSUS

Financial Commissioner, Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Gaurav Gupta, Advocate with
Ms. Navneep Kaur, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner is aggrieved because vide the impugned order dated 13.11.2019, passed by the learned Financial Commissioner, Haryana, his revision against the order passed by the learned Commissioner was dismissed. The learned Financial Commissioner has held that *girdawari* needs to be in favour of the Gram Panchayat, because the revenue record in the form of jamabandi in the year 1986-87 records the land in dispute to be *shamlat deh* being *gair mumkin* choe. Thus, there was no error in the orders passed by the Collector and Commissioner.

Learned counsel for the petitioner submits that application for correction of *girdawari* was filed by the Gram Panchayat. It has failed to establish its possession. The spot inspection report shows that a seasonal rivulet is flowing at the spot. Under the circumstances, the finding of the Financial Commissioner was erroneous.

The argument is mis-conceived. As per own case of the petitioner, seasonal rivulet is flowing at the spot, thus, entries in the jamabandi for the year 1986-87 regarding land in dispute being *shamlat deh* as it is *gair mumkin* choe are accurate. Possession follows title. The Gram Panchayat was not required to establish anything further.

For the aforementioned reasons, the writ petition has no merit and is dismissed.

(SUDHIR MITTAL)
JUDGE

09.09.2021
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No