

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

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**COCp-827-2022(O & M)
Date of Decision : 28.04.2022**

Kirpal Singh

....Petitioner

V/S

Gurpreet Singh, Assistant Collector

...Respondent

CORAM : HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present : Mr.H.C.Arora, Advocate
for the petitioner

Mr.Nikhil Chopra, Addl.AG.Punjab

ANIL KSHETARPAL, J (ORAL)

Complaining violation of directions issued by the Court in CWP-9355-2011, titled as “Kirpal Singh Vs. Financial Commissioner (Appeal-I), Punjab and others”, dated 02.02.2015, the petitioner has filed the present petition under Section 12 of the Contempt of Courts Act, 1971. The operative part of the order reads as under:-

“During the pendency of writ petition, parties have effected compromise which is taken on record as Ex.CX. The parties have agreed that without setting aside the entire proceedings, direction be issued to respondent no.4- Assistant Collector-Ist Grade, Nawashahar to modify the Naksha Bey as per the compromise Ex.CX.

In view of above, impugned orders dated 09.02.2005 (Annexure P-3), 02.05.2006 (Annexure P-4) and 13.01.2011 (Annexure P-6) are set aside. Respondent no.4- Assistant Collector-Ist Grade, Nawashahar is directed to modify the Naksha Bey in terms of compromise Ex.CX and thereafter finalize the further proceedings. Parties through their counsel are directed to appear before respondent no.4 on 23.02.2015. It is clarified that area detailed in the compromise shall be treated as share of parties to the compromise.

Disposed of in the aforementioned terms.”

Assistant Collector, First Grade, Nawanshahar is a designated authority under the Punjab Land Revenue Act, 1887. For the purpose of partition of the agricultural land, certain authorities have been nominated to perform *quasi judicial* functions. The order in question was passed on the basis of settlement arrived at between the parties. It has been more than 7 years from the date the order was passed.

In these circumstances, let the petitioner at the first instance file an application before the Assistant Collector, First Grade, Nawanshahar, in this regard.

With these observations, the petition stands disposed of.

Pending misc.application, if any, also stands disposed of.

(ANIL KSHETARPAL)
JUDGE

28.04.2022

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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No