

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

109+262

**CWP-10455-2022 (O&M).
Date of decision: November 14, 2022.**

Bhupinder Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Dhawal Pratap Singh Ahluwalia, Advocate, and
Mr. Samar P.S. Ahluwalia, Advocate,
for the petitioner.

Ms. Harsh Rekha Kapoor, AAG, Haryana.

VINOD S. BHARDWAJ. J.

CM-17859-CWP-2022

The instant application has been filed under Section 151 of the Code of Civil Procedure, for placing on record sale deed No.4178 dated 11.02.2020 as Annexure P-9.

The application is allowed subject to all just exceptions.
Sale deed No.4178 dated 11.02.2020 as Annexure P-9 is taken on record.

Registry is directed to tag the same at appropriate place.

Main case

The present writ petition has been filed under Article 226 of the Constitution of India, seeking issuance of directions to the respondents to register the Cancellation Deed with respect to sale deed No.2683/1 dated 24.03.2021 (Annexure P-3) and the sale deed No.2684/1 dated 24.03.2021 (Annexure P-4) in consonance with the Haryana Registration Manual. A further prayer has been made seeking issuance of directions to the respondent No.2 to decide the representation dated 11.02.2022 (Annexure P-8).

Briefly summarized, the controversy is that the petitioner claims to be the owner of parcel of the land situated in village Khol Albela, Tehsil Kalka, District Panchkula. He contends that the petitioner became aware of the illegally registered sale deed qua his land measuring 14 bighas 16 biswas on the strength of one general power of attorney. A complaint was thereafter submitted before the revenue as well as the police officials on 23.12.2021 highlighting the aforesaid illegality. The aforesaid sale deeds had been got registered by Jagtar Singh and Pradeep Singh in connivance with the revenue officials to transfer the land belonging to the petitioner by way of aforesaid two sale deeds. FIR No.65 dated 26.03.2022, had also been registered for the aforesaid offence.

It is claimed that an inquiry was conducted by the Sub Registrar-cum-Tehsildar, Kalka, on instructions of the Deputy Commissioner, Panchkula, wherein an inquiry report has already been furnished to respondent No.2 – Deputy Commissioner-cum-Registrar.

However, no decision has been taken thereupon despite the inquiry report having been furnished way back on 22.02.2022.

Learned counsel appearing on behalf of the petitioner contends that he would be satisfied, at this juncture, in case the respondent No.2 Deputy Commissioner-cum-Registrar, Panchkula, is directed to look into the aforesaid report on a complaint submitted by the petitioner and to take a reasoned and considered decision thereupon after affording an opportunity of hearing to the respective parties.

The aforesaid prayer made by the learned counsel for the petitioner is not objected to by the learned State counsel.

Accordingly, with the consent of the parties and without commenting upon the merits of the claim of the petitioner, the present writ petition is disposed of with a direction to respondent No.2 - Deputy Commissioner-cum-Registrar, Panchkula, to look into the grievances espoused by the petitioner and the pending complaint as well as the inquiry report and to pass a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of 04 months of receipt of the certified copy of this order.

Petition is disposed of accordingly.

November 14, 2022
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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