

CWP-14390-2022

Date of Decision: 20.07.2022

Maniram

....Petitioner

VS

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. V.K. Yadav, Advocate
for the petitioner

SUDHIR MITTAL, J. (Oral)

Respondent No. 3 filed an application for partition of joint land. Vide order dated 29.05.2019 amended Plan 'B' was accepted and plan *Zeem* was called for. The petitioner challenged this order by filing an appeal before the Collector but the same was dismissed vide order dated 29.11.2019. Thus, revision was filed before the Divisional Commissioner, Gurugram Division, however, without success. The revision has been dismissed vide order dated 28.04.2022 and, thus, the present writ petition has been filed.

Learned counsel for the petitioner has submitted that the petitioner is a senior citizen and is being dispossessed with police help. In case the same happens he would suffer irreparable loss. *Gair Mumkin* land has been included in the Plan 'B' and the Courts below have decided against the petitioner because the counsel representing the petitioner was unable to put forth the correct facts supported by law.

Perusal of the record shows that amended Plan 'B' was sanctioned as both parties had consented thereto. There is nothing on record to indicate that infact the petitioner had not consented, nor any such argument has been raised.

The record also does not show that *Gair Mumkin* land has been included in *Naksha*

Bey. Other arguments raised by learned counsel for the petitioner are not relevant for deciding this case.

The writ petition has no merit and is dismissed.

20.07.2022
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(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No