

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

130

CWP-26931-2022

Date of Decision:- 23.11.2022

YUDHVIR SINGH

....Petitioner

VS.

STATE OF HARYANA AND ANOTHER

....Respondents

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Ankur Dua, Advocate,
for the petitioner.

Sudhir Mittal, J. (Oral)

The petitioner alongwith his three brothers was owner of a piece of land which was acquired by predecessor-in-interest of Haryana Shehari Vikas Pradikaran. Although, a long period of time has elapsed, mutation in favour of the said entity has allegedly not been entered till date. Taking advantage of the same, one of the brothers of the petitioner, is selling the land as a result of which an FIR has been registered against. Thereafter, the petitioner has made various representations for entering a mutation in favour of the acquiring authority but allegedly, the same has not been done till date. Thus, the present writ petition has been filed.

In my considered opinion, the writ petition is patently misconceived. A litigant can approach a Court of law if a cause of action arises in his favour. In the present case, no cause of action has arisen in favour of the petitioner as he has no interest in the land in dispute.

Assuming that his brother is selling land illegally, it does not furnish the petitioner with a cause of action as his brother would face the

music for his illegal actions. The Haryana Shehari Vikas Pradikaran does not seem to be aggrieved by non- entry of mutation.

The writ petition has no merit and is dismissed.

November 23, 2022
pry

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned
Whether Reportable

Yes/No
Yes/No