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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-27417-2022

Pala Singh and others

....Petitioners

VS

State of Punjab and others

....Respondents

CWP-27468-2022

Pala Singh and others

....Petitioners

VS

State of Punjab and others

....Respondents

Date of Decision: 01.12.2022

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Sunny K. Singla, Advocate
for the petitioners

SUDHIR MITTAL, J. (Oral)

During the course of partition proceedings respondent No. 6 filed objections to the *Naksha Arra*. The same were rejected and, thus, he filed an appeal. The appeal having also been rejected, he alongwith respondents No. 7 and 8 filed a revision petition. The revision petition has been accepted and the Assistant Collector has been directed to decide the objections filed earlier afresh. This order has been upheld by the Financial Commissioner and, thus, the present writ petition has been filed.

Learned counsel for the petitioners has submitted that persons who did not file objections and did not file appeal against their rejection could not have filed

a revision petition. Thus, the order passed by the Commissioner was erroneous and could not have been upheld.

The submission is misconceived. The revision petition was filed not only by respondents No. 7 and 8 but by respondent No. 6 as well. Thus, even if the revision of respondents No. 7 and 8 is held to be not maintainable an order could have been passed on the revision filed by respondent No. 6. There is, thus, no illegality therein. For this reason the order of the Financial Commissioner does not call for any interference.

The writ petitions have no merit and are dismissed.

It is, however, clarified that only objections on record shall be decided afresh and the parties shall not be permitted to file fresh objections.

A photocopy of this order be placed on the file of connected case.

01.12.2022
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(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No