

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

CWP-480-2020

Date of decision : 23.08.2023

Kewal Singh

.....Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Sandeep Kumar Bokolia, Advocate
for the petitioner.

Mr. Arun William, AAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for directing the respondents to get peaceful possession of agriculture land delivered to the petitioner as per order dated 28.11.2018 passed by learned Naib Tehsildar-cum-Assistant Collector 1st Grade, Ajitwal, Moga vide which the lands were partitioned and Sanad Takseem was also issued vide order dated 06.05.2019. Further prayer has been made to decide the representation dated 01.07.2019 (Annexure P-3); legal notice dated 09.07.2019 (Annexure P-4) and representation dated 10.09.2019 (Annexure P-5).

It has been contended by counsel for the petitioner that though the partition proceedings were finalized but despite that no possession has been delivered to the petitioner by the State.

Learned State counsel on the other hand, has submitted that co-sharers of the property assailed the partition proceedings by way of filing the revision and hence, the State could not deliver the possession to the petitioner. However, it is apparent that the petitioner has already filed

his representation dated 01.07.2019 (Annexure P-3) and legal notice dated 09.07.2019 but no action has been taken. He has submitted that the representation or legal notice as alleged were never received by the respondent-State.

After hearing counsel for the State, the present petition is disposed of with liberty to the petitioner to file fresh representation to respondent No.3- The Deputy Commissioner, District Moga within ten days from today. If any such representation for redressal of the grievance is filed by the petitioner, the same would be decided within two weeks from the date of its filing by respondent No.3. Needless to say if the petitioner would not file any representation within ten days, this order would be of no avail to him.

23.08.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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