

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(123)

CWP-826-2023

Date of decision: - 30.01.2023

Birma Devi and others

....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Ankit Chahal, Advocate, for the petitioners.

Mr. Rajneesh Chadwal, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondents No.3 and 4 and other official respondents to sanction the mutation and change of ownership entries in revenue records in the favour of petitioners based on the registered sale deed No.1408 dated 17.09.2021 (Annexure P-2).

Learned State counsel has pointed out that in the present case, a civil suit in the year 2019 had been filed by Chand Ram; Mahabir and Smt. Sumitra @ Shakuntla against Smt. Santosh, who, as per the case of the petitioners is their predecessor in interest and the purchase made by them is hit by the doctrine of *lis pendens*. It is submitted that even a stay qua alienation of the said property in favour of the plaintiffs has also been subsequently granted.

Learned counsel for the petitioners, after arguing for some time, seeks to withdraw the present writ petition with liberty to the petitioners to raise all the pleas that are available to them before an appropriate forum.

In view of the above statement of learned counsel for the petitioners, the present writ petition is dismissed as withdrawn, with the aforesaid liberty.

January 30, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No