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

CWP-3825-2023

Date of decision : 24.02.2023

Bhagat Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Aashish Aggarwal, Sr. Advocate with
Mr. Gaurav Arora, Advocate and
Mr. Mukul Aggarwal, Advocate for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana.

Mr. Parminder Singh, Advocate for Isham and Dharam Pal.

VIKAS BAHL, J. (ORAL)

This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the official respondents more so, respondent No.4 to decide the applications dated 08.12.2020 (Annexure P-3), dated 16.04.2021 (Annexure P-7), dated 10.08.2021 (Annexure P-8), dated 13.02.2022 (Annexure P-9), dated 22.08.2022 (Annexure P-10) and dated 23.01.2023 (Annexure P-11) in a time bound manner in terms of mandate of Punjab Land Revenue Act, 1887 read with para 9 of the Haryana Record Manual, 2013.

Learned Senior Counsel for the petitioner has submitted that initially, the application filed for correction of Khasra Girdawri was adjourned sine die and one of the primary grounds for the same was that partition proceedings were pending but the said partition proceedings have been withdrawn by the petitioner. It is further submitted that an application for resumption of the said proceedings was filed on 16.04.2021 (Annexure P-7)

but the same has not been decided as yet. It is contended that fresh applications (Annexures P-8 to P-10) were also filed and the same are also pending and have not been decided till date.

Learned counsel appearing on behalf of State and Isham Singh and Dharam Pal, who are respondent Nos.3 and 4 in the application for resumption of the said proceedings (Annexure P-7), have jointly submitted that the said application is pending for 23.03.2023.

Learned counsel appearing on behalf of Isham Singh and Dharam Pal has submitted that the said application deserves to be dismissed.

Learned State Counsel has submitted that respondent No.4 would make every endeavour to decide the pending application, as expeditiously as possible, preferably within a period of two months from today. The question as to whether the resumption applications for khasra girdawri which are pending are meritorious or not, are not to be decided by this Court and respondent No.4 would decide the same, in accordance with law.

Keeping in view the prayer made by learned Senior Counsel for the petitioner, the present Civil Writ Petition is disposed of with directions to respondent No.4-Assistant Collector, IInd Grade, to decide the applications (Annexures P-7 to P-11) as expeditiously as possible and preferably within a period of two months from today, in accordance with law.

Learned counsel appearing before respondent No.4 are requested to assist the Court in the expeditious disposal of the case.

24.02.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No