

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

(123)

CWP-5273-2023

Date of decision: - 16.03.2023

Rumal Singh**...Petitioner****Versus****State of Haryana and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Manoj Kaushik, Advocate
for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana
for respondents No.1 to 3.

VIKAS BAHL, J. (ORAL)

This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of writ in the nature of certiorari or any other appropriate writ/order or direction, for setting aside & quashing of the impugned order dated 20.07.2022 (Annexure P-1) passed by the Assistant Collector 2nd Grade, Faridabad and order dated 27.01.2023 (Annexure P-5) passed by the Collector, Faridabad.

Learned State Counsel has submitted that in the present case, since, the proceedings have been initiated after amendment in the year 2017, thus, it would be the Commissioner which would be the appropriate authority before whom a revision can be filed after the issuance of *sanad takseem*. It is further submitted that the provisions of Section 16 of the

Punjab Land Revenue Act, 1887 governing revisional power of the Commissioner are similar to the revisional power of the Financial Commissioner prior to the amendment.

Learned counsel for the petitioner has submitted that in view of the same, he seeks permission of this Court to withdraw the present writ petition with liberty to file a revision petition before the Commissioner challenging the impugned orders. It is prayed that the Commissioner be requested to decide to take up the matter for preliminary hearing as expeditiously as possible.

Keeping in view the above-said facts and circumstances, the present writ petition is dismissed as withdrawn, with liberty to the petitioner to file a revision petition before the Divisional Commissioner.

The Divisional Commissioner is requested to take up the matter for preliminary hearing as expeditiously as possible.

March 16, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No