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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2023:PHHC:145751

CWP-9952-2021

Date of Decision: 16.11.2023

Gurpreet Singh

..... Petitioner

Versus

District Magistrate-cum-District Collector and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Sherry K. Singla, Advocate, for the petitioner.

Mr. Arun William, Assistant Advocate General, Punjab.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of direction to respondents No.1 to 3 to execute the warrant of possession in pursuance to the final instrument of partition i.e. Sanad Takseem dated 19.09.2017 (Annexure P-1) issued by respondent No.3 i.e. A.C. Ist Grade, under Section 121 of Punjab Land Revenue Act.

It has been contended that warrants of possession were issued on 19.09.2017, however, the same were not executed as the private respondents have filed revision petition which is pending adjudication before learned Financial Commissioner till date. It is submitted that there is no interim stay in the revision petition filed by the private respondents and simply because of its pendency, the petitioners are being harassed.

In the attending facts and circumstances, the present petition is disposed of with a direction to respondent No.3 to verify the status of the revision filed and in case there is no interim stay granted by the higher authority, respondent No.3 would proceed further in accordance with law and decide the same expeditiously preferably within three months from today.

16.11.2023

sharmila

(RAJESH BHARDWAJ)

JUDGE

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No