

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

CWP-9809-2023

Date of decision: 08.05.2023

PHOOL CHAND (SINCE DECEASED) THROUGH HIS LRS

...Petitioner

Versus

COMMISSIONER GURUGRAM DIVISION AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present: Mr. Rohit Mittal, Advocate for the petitioner.

Mr. Raman Sharma, Addl. A.G., Haryana.

SURESHWAR THAKUR, J. (ORAL)

1. The petitioner is aggrieved from the concurrently made adversial decisions, on his title suit, respectively by the Assistant Collector concerned, and, also by the Competent Appellate Authority concerned, arising from the petition cast under Section 11(g) of The Punjab Village Common Lands (Regulation) Act, 1961.

2. Though, the petitioner has a remedy to institute a revision petition against the above concurrently made decisions against him, but yet he has accessed the writ jurisdiction of this Court. Therefore, the availment of the writ remedy, at the instance of the petitioner, despite an alternative, and, efficacious remedy of institution of a revision petition thereagainsts, yet being available to him, thus at this stage, makes the institution of the instant writ petition before this Court, to be mis-constituted.

3. Consequently, reserving the right of the petitioner to institute a revision petition against the impugned orders, as become drawn against him by both the Authorities below, the petition is disposed of accordingly.

4. However, it is clarified that till the petitioners institute, a revision petition before the Competent Revisional Authority concerned, thus assailing the concurrently made orders on the title suit, but subject to the above revision petition being preferred before the Revisional Authority within 15 days from today, thereupto the parties are directed to maintain status quo in respect of the petition lands.

(SURESHWAR THAKUR)
JUDGE

08.05.2023
Ithlesh

(KULDEEP TIWARI)
JUDGE

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