

2023:PHHC:125211-DB

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

106

CWP-974-2006

Date of Decision : **September 22, 2023**

INDER SINGH AND ORS

.....Petitioners

VERSUS

DIRECTOR LAND RECORDS AND OTHERS

.....Respondents

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

Present : Mr. Akshay Bhan, Sr. Advocate assisted by
Mr. Pawan Kumar Sharma, Advocate and
Mr. Santosh Sharma, Advocate for the petitioners.

Ms. Eliza Gupta, Advocate
for respondents No.2 to 4.

Mr. Vicky Sharma, Advocate for
Mr. K.S.Dhaliwa, Advocate
for respondents No.5 to 7.

SURESHWAR THAKUR. J.(Oral)

1. The learned counsel appearing for the litigants before this Court are *ad-idem* that the petitioners in the relevant motion, whereons , the impugned order dated 31.8.2005 (Annexure P-9) became drawn, thus were the lawful successor-in-interest of their lawful predecessors-in-interest. Therefore, they are also *ad-idem* that they are lawfully entitled to succeed to the estate of their respective predecessor-in-interest.

2. Moreover, they also concede that the said lawful entitlement, has been denied, thus merely on the basis of the bar of limitation, becoming attracted against the said petitioners in the above drawn order. Consequently, they are *ad-idem* that after quashing the impugned order

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(Supra), the *lis* be remanded to the learned competent Authority concerned, to in terms of the decree of the Civil Judge concerned, Annexure P-10, to re-pass an order.

3. Disposed of with an order of remand to the learned remanding Court to ensure the passing of an order, thus in terms of the decree passed by the Civil Court and, the Revenue Court, but positively within a period of two months from today.

(SURESHWAR THAKUR)
JUDGE

(KULDEEP TIWARI)
JUDGE

September 22, 2023
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Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No