

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

**CWP-15645-2016 (O&M)
Date of decision : 11.09.2023**

Gursher Singh and another

.....Petitioners

versus

Financial Commissioner Revenue Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. L.S. Sidhu, Advocate
for the petitioners.

Ms. Akshita Chauhan, DAG, Punjab
for respondents No.1 to 3.

Mr. Naresh Jain, Advocate
for respondents No.5, 7 to 12, 15 to 17 and 20 to 23.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for quashing the order dated 18.12.2015 passed by Tehsildar-cum-Assistant Collector 1st Grade Giddarbaha (Annexure P-5) and Sanad Takseem dated 25.02.2016 (Instruments of Partition) (Annexure P-6) passed by Assistant Collector 1st Grade Giddarbaha being wrong, illegal, against the facts and law and against the principles of natural justice issued at the back of petitioner.

Learned counsel for private respondents has submitted that the petitioners have filed this petition without availing the opportunity of filing revision under the Punjab Land Revenue Act.

Learned counsel for the petitioners fairly submits that he may be allowed to withdraw the present petition with liberty to the petitioners

to avail their remedies of filing revision as available to them.

Allowed as prayed for.

Dismissed as withdrawn. If the petitioners file a revision petition before the competent authority, the same shall be dealt with by him in accordance with law. In case of any issue regarding delay in availing the remedy is raised, the authority concerned would consider the same keeping in view the fact that the petition before this Court was filed in the year 2016 and it remained pending before this Court since then. The *status quo* would remain continue during the pendency of the revision petition which would be decided by the competent authority expeditiously in accordance with law.

11.09.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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