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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-18453-2021(O&M)

Date of Decision: November 23, 2023

Jatinder Singh and others

.....Petitioners

Versus

Union of India and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE RAJESH BHARDWAJ

Present: Mr.S.S.Salar, Advocate for
for the petitioners.
Mr.Sanjeev Kodan, Advocate
for respondents No.4 and 23.
None for UOI.

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RAJESH BHARDWAJ, J.(ORAL)

CM-19696-CWP-2023

Allowed as prayed for. Compromise dated 14.11.2023,
Annexure A-1 is taken on record.

CM-19697-CWP-2023

Instant application has been filed for disposal of the writ
petition in terms of the compromise.

For the reasons recorded in the application, the same is allowed.
Main case is preponed to today and taken up on Board today itself.

Main case

Petitioners have approached this Court praying for quashing of
Sannad Takseem, dated 25.03.2021, Annexure P-14, passed by respondent
No.3 on file No.79 AC Ist with clubbed file No.80, 81, 82, 83
and 84/AC and also the order dated 20.12.2020, Annexure P-10, passed

by respondent No.3 being totally illegal, passed in violation of principles of natural justice and the principles of partition as without serving the petitioners, the proceedings were initiated and also illegally clubbed different khewats even though co-sharers in all these partition applications (Khewats) were different. It is further prayed to issue directions to respondent No.3 to start partition proceedings de novo by excluding the land acquired by respondent No.2 for New Delhi Amrtisar Katra Express way and by giving opportunity of hearing to the petitioners and all other co-sharers in all the khewats separately. It is further prayed to direct the Sub Divisional Magistrate (competent authority under Highways Act) Bhawanigarh, to distribute the compensation strictly as per shares as recorded in the revenue record irrespective of the Sannad Takseem or in the alternative not to disburse any compensation till the matter is referred to and decided by the Principal Civil Court for adjudication of shares for which the petitioners have already applied.

It has been submitted by learned counsel for the petitioners that during pendency of the petition, both the parties have amicably resolved their outstanding issues by way of compromise, dated 14.11.2023, Annexure A-1. The same has been taken on record.

Learned counsel for the respondents has also admitted the factum regarding the compromise arrived at between the parties.

Both the counsels have submitted before this Court that the present petition be disposed of in view of the terms and conditions of the compromise arrived at between both the parties.

In view of the above, the present petition is disposed of in view

of the terms and conditions of the compromise arrived at between both the parties. The respondent/authorities would take further necessary action keeping in view that compromise has been arrived at between both the parties. The parties shall be bound by the terms and conditions of the compromise, Annexure A-1.

The compromise, Annexure A-1, be treated as a part of this order.

As the main case has since been disposed of, all the pending miscellaneous applications are also disposed of accordingly.

November 23, 2023
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(RAJESH BHARDWAJ)
JUDGE

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| 1. | Whether speaking/reasoned ? | Yes/No |
| 2. | Whether reportable ? | Yes/No |