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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.16419 of 2023
Date of decision : 28.08.2023

Rajwanti

..... Petitioner

Versus

Assistant Collector, 2nd Grade, Maham,
District Rohtak, Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ravi Kumar Girdhwal, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for issuance of a writ in the nature of certiorari for quashing the illegal order dated 17.05.2019 (Annexure P-2) passed by learned Assistant Collector, 2nd Grade, Maham, District Rohtak vide which the petitioner was proceeded as ex-parte; order dated 26.08.2022 passed by learned Assistant Collector, 2nd Grade, Maham vide which naksha bay was accepted and order dated 11.01.2023 passed by Assistant Collector, 2nd Grade, Maham, vide which Sanad Taksim was issued without considering the facts of the present case and without considering the equity in favour of the parties, wrongly and illegally. Further prayer has been made to direct the respondents not to change the nature of property and during the pendency of present petition, the possession of petitioner be protected.

Learned counsel for the petitioner has submitted before this

Court that the partition proceedings were initiated after the amendment

dated 10.04.2017 and in view of the judgment passed by a Coordinate Bench of this Court in CWP No.20012 of 2022, “*Ishwar Singh and others vs. State of Haryana and others*”, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to avail the remedy as available to petitioner in accordance with law.

Dismissed as withdrawn with liberty aforesaid.

(RAJESH BHARDWAJ)
JUDGE

28.08.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No