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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM No.19639-CWP of 2023 in/and
CWP No.29321 of 2017 (O&M)
Date of decision: 21.11.2023

Gur Avtar Singh

..... Petitioner

Versus

The Financial Commissioner, Revenue, Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. G. S. Nagra, Advocate with
Mr. K. S. Rawat, Advocate
for the petitioner.

Mr. Alankar Narula, AAG, Punjab.

Mr. Aman Sharma, Advocate
for respondent No.3.

Mr. S. P. Arora, Advocate
for respondent No.4.

Mr. Naresh Kaushal, Advocate
for respondents No.6, 15 & 17.

RAJESH BHARDWAJ, J. (Oral)

CM-19639-CWP-2023

Instant application has been filed for placing on record the
affidavit of respondent No.4, Raj Kumari in terms of order dated
22.12.2022.

For the reasons recorded in the application, the same is
allowed and affidavit of respondent No.4, namely Raj Kumari is ordered to
be taken on record.

CWP-29321-2017 (O&M)

Present writ petition has been filed for quashing the impugned orders dated 15.11.2017 (Annexure P-11), order dated 05.07.2016 (Annexure P-5) and Sanad Takseem (Annexure P-6) passed by respondents No.1 and 2.

Notice was issued in this case and during the pendency of the present petition, respondent No.4, namely, Raj Kumari at whose behest, the partition proceedings were initiated, had filed the affidavit dated 18.11.2023 in compliance of order dated 22.12.2022. It has been specifically deposed by respondent No.4 in the affidavit that grouse of the petitioner regarding the deficiency of 2 biswa would be rectified on the ground as well as in the record. It has been deposed that necessary action would be complied with within three months.

Learned counsel for the petitioner has expressed his satisfaction subject to the compliance of the undertaking given by respondent No.4 in the affidavit, if the same is complied in letter and spirit.

Both the counsels have made their submissions that the present petition be disposed of in view of the affidavit dated 18.11.2023.

After hearing learned counsel for the parties and perusing the record, the present petition is disposed of in view of the terms and conditions of the affidavit of respondent No.4 dated 18.11.2023 with a direction to respondent No.2 i.e. the Assistant Collector, 1st Grade-cum-Naib Tehsildar, Zirakpur to initiate the further necessary action for the compliance of the terms and conditions of affidavit filed by respondent

No.4. Necessary action for compliance of the same would be carried out and completed by respondent No.2 within a period of three months from the date of receipt of certified copy of this order.

(RAJESH BHARDWAJ)
JUDGE

21.11.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No