

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

CWP-22218-2020 (O&M)

Date of Decision: 28.08.2023

Chabil Dass Mor

..... Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. R. Kartikeya, Advocate, for the petitioner.

Ms. Upasana Dhawan, Assistant Advocate General, Haryana.

Rajesh Bhardwaj, J.

Prayer in the present petition is for quashing the order dated 25.11.2020 (Annexure P-7) vide which the respondents have illegally refused to register the sale deed of the petitioner. Further prayer has been made for directing the respondents to register the sale deed and take necessary action against the official responsible for not registering the sale deed of the petitioner.

It has been contented by learned counsel for the petitioner that the petitioner purchased the agricultural land in village Haripur Chopahar, Tehsil Kalka, District Panchkula and he obtained token from the Tehsil which was generated online on 26.10.2020. He submits that as the earlier token had expired, fresh token was applied online, which was generated on 27.10.2020 but the authorities concerned did not register the documents. He submits that on 27.10.2020, the revenue authorities visited the spot and it was reported that it was agricultural land only which was sought to be registered. He submits that the documents were not registered despite the repeated requests. He submits that on 20.11.2020, the petitioner was called in Tehsil office and sale deed was registered to the extent that photographs

were checked and signatures of the respective parties were obtained, but the Sub Registrar did not sign the documents. It is submitted that the impugned order was passed on 25.11.2020 by the Sub Registrar, who refused to register the sale deed. He submits that notice was issued in this petition and reply on behalf of the State has been filed.

It has been contended by learned State counsel that the petition filed is not maintainable as the order has been passed by the Sub Registrar and the petitioner has the statutory remedy of appeal for the redressal of his grievance.

After hearing learned counsel for the parties and perusing the record, this Court finds that the petitioner has approached this Court without availing his statutory remedy of appeal available to him under law. Thus, the present petition is disposed of with liberty to the petitioner to avail his alternative remedy as available to him under the law. If the petitioner avails his alternative remedy as available to him before the competent authorities, the authority concerned would deal with the same and decide it expeditiously in accordance with law.

28.08.2023
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No

(RAJESH BHARDWAJ)
JUDGE