

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COCP-2154-2022 (O&M)
Date of decision: 04.05.2023

Satpal Kaur
.....Petitioner
Versus
Ajmer Singh and Ors
.....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Mohan Singla, Advocate
for the petitioner.

Ms. Balpreet K. Sidhu, Advocate
for respondents No.1 to 4.

ARVIND SINGH SANGWAN J. (Oral)

CM-7745-CII-2023

Heard.

Allowed as prayed for.

Written statement along with documents (Annexures R-1/1
to R-1/8) are taken on record subject to all just exceptions.

COCP-2154-2022 (O&M)

The petitioner alleges non-compliance of the order dated
21.07.2022 passed in CWP No.15531 of 2022, vide which a direction
was issued to the Financial Commissioner Revenue, to decide the
revision petition filed against the partition proceedings by the Courts
below and till then, stay of dispossession was granted.

While disposing of the writ petition, issuance of notice of
motion was dispensed with and the writ petition was disposed of with a
direction to the Financial Commissioner to take up pending revision on

the next date of hearing and till the decision of the said application, it was directed that there will be a stay of dispossession.

Counsel for the respondent has placed on record the proceedings initiated in pursuance to the partition order. On 04.07.2022, the Field Kanungo after doing the proper demarcation has handed over the possession of the property to the respondent as per the Sanad Taksim and in this regard, on 04.07.2023, a DDR was also registered by ASI of the local police station and warrants of possession is executed and the possession is delivered to Waryam Singh and others after demarcation of the fields by the Kanungo and Patwari as well as the Naib Tehsildar. Counsel for the respondent has further submitted that the complete copy of this report has not been placed on record.

Be whatsoever, since on the fact of it, the possession stands delivered prior to order of stay, no willful disobedience of the order is made out.

Dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

04.05.2023
yakub

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