

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.19482 of 2023
Date of Decision : 05.09.2023

Ram Sharan

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Surjit, Advocate for
Mr. Vikram Singh, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for staying the possession proceedings pursuant to the partition proceedings i.e. Instrument of Partition dated 22.01.2021 (Annexure P-1) during the pendency of revision petition with stay application dated 21.08.2023 (Annexure P-2) till the decision of stay application/revision petition as without adjudicating upon the application for grant of stay, the case has been adjourned to 15.11.2023 and on the other hand, the respondents started taking possession from the petitioner.

After arguing for some time, learned counsel for the petitioner submits that the petitioner has the possession of property, which is partitioned in his favour.

However, learned State counsel, on instructions from Krishan Kumar, Tehsildar Raipur Rani, District Panchkula, has submitted that after the partition proceedings, the possession has already been handed over to

the respective share holders and the mutation has been sanctioned on 17.12.2021.

In view of the submissions made by learned State counsel, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to the petitioner to raise his grievance in the revision petition, which is also filed by him and is pending adjudication before the learned Financial Commissioner.

In view of the above, the present petition stands disposed of with liberty aforesaid.

(RAJESH BHARDWAJ)
JUDGE

05.09.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No