

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.21449 of 2023
Date of Decision : 25.09.2023

Narinder Kaur

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Sangram Singh Saron, Advocate with
Mr. Nikhil Sabharwal, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for issuance of a writ in the nature of mandamus directing the respondents (Revenue Authorities) to rectify/update the revenue records (Jamabandi and Khasra Girdawari) pertaining to the land in question in accordance with the judgment and decree dated 31.03.2011 (Annexure P-1) passed by the learned trial Court, Faridabad, which was upheld up to his Court vide order dated 22.07.2019 (Annexure P-2) whereby the suit filed by the petitioner for possession of the property in question on the basis of redemption of mortgage, was decreed, and upon payment of the mortgage money by the petitioner, the Warrants of possession dated 19.03.2015 (Annexure P-3) regarding the property in question were issued by the learned trial Court, pursuance to which, possession of the entire property was handed over to the petitioner on 31.03.2015 vide Rapat Roznamcha dated 31.03.2015 (Annexure P-4)

which was followed by the passing of final decree dated 15.04.2015 (Annexure P-6) passed by the learned trial Court affirmed by the learned Appellate Court vide order dated 18.08.2018 (Annexure P-8) eventually attaining finality; whereas despite the passage of more than eight years since obtaining possession and numerous representations made by the petitioner over the years, the Revenue Authorities have failed to rectify the revenue records to accurately reflect the title and possession of the petitioner over the property in question resulting unwarranted and prolonged harassment to the petitioner due to the inaction of the respondent authorities and depriving the petitioner right to her property.

Learned counsel for the petitioner submits that for the redressal of her grievance, the petitioner has already filed representation dated 26.07.2023 (Annexure P-15) before respondent No.2 but no action has been taken on the same till date.

Notice of motion.

On asking of the Court, Ms. Upasna Dhawan, AAG, Haryana appears and accepts notice on behalf of the respondents.

Heard.

Learned State counsel fairly submits that the representation allegedly filed by the petitioner is not traceable. She further submits that if any representation is filed by the petitioner, the same would be decided keeping in view the overall facts and circumstances of the case.

Learned counsel for the petitioner submits that the petitioner be allowed to file a fresh representation before respondent No.3, who would decide the same in a time bound manner.

In view of the above, the present petition is disposed of with liberty to the petitioner to file appropriate representation before respondent No.3 within a week from today. In case any such representation is filed by the petitioner within a week from today, then respondent No.3-District Revenue Officer Faridabad is directed to decide the same in accordance with law within a period of four weeks from the date of its receipt.

(RAJESH BHARDWAJ)
JUDGE

25.09.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No