

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

CWP-23028-2023

Date of decision : 11.10.2023

Harbhajan Singh

.....Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Manoj Kaushik, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for quashing the impugned speaking order dated 30.08.2023 (Annexure P-10) passed by Deputy Commissioner-cum-Chief Sales Commissioner, District Gurdaspur (respondent No.2) whereby an absolutely cryptic and sketchy order has been passed which is without any legal reasoning and without consideration of the relevant material available on departmental record, especially because the same has been passed mechanically and arbitrarily which is against the principles of natural justice. Further prayer has been made for issuance of direction to respondents No.1 to 5 for transferring the title by executing a conveyance deed in favour of petitioner and family members who have already been allotted an agricultural land measuring 94 kanal & 3 marla situated in revenue estate of village Mehta Tehsil Dera Baba Nanak & District Gurdaspur, especially when the petitioner has made the entire payment of Rs.5,73,727/- vide receipt dated 22.12.2004 (Annexure P-3) but even after passing of 18 years time, neither revenue records have been changed nor any document of

title/conveyance deed has been issued/executed in favour of the petitioner and their family members, who have still been shown to be in cultivating possession of this land as per revenue record/Jamabandi (Annexure P-7).

Learned counsel for the petitioner submits that this Court had earlier passed order in CWP-15795-2022 wherein respondent No.2 was directed to decide representation filed by the petitioners. He submits that in pursuance to the same, the representation has now been decided. Thus, the impugned order passed is totally unsustainable in the eyes of law. He after arguing for some time, prays for withdrawal of the present petition with liberty to the petitioner to assail the abovesaid order before the competent authority in accordance with law.

Allowed to do so.

Petition is dismissed as withdrawn with liberty as prayed for. In case the petitioner files petition by assailing the abovesaid order within two weeks before the competent authority, the same shall be decided by it expeditiously in accordance with law.

11.10.2023
m. sharma

(**RAJESH BHARDWAJ**)
JUDGE

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