

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No.25940 of 2023  
Date of decision : 20.11.2023

**Sunderwati**

..... Petitioner

**Versus**

**Deputy Commissioner, Faridabad and others**

..... Respondents

**CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

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Present: Mr. Kamal Chaudhary, Advocate  
for the petitioner.

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**RAJESH BHARDWAJ, J. (Oral)**

Present writ petition has been filed for directing the respondents for compliance of possession warrant dated 19.11.2020 (Annexure P-3) which was passed in the light of order dated 02.08.1996 and 18.12.1998 (Annexures P-1 and P-2).

It has been contended by learned counsel for the petitioner that warrants of possession were issued on 19.11.2020 but no further action has been taken till date.

Notice of motion.

On asking of the Court, Ms. Upasna Dhawan, AAG, Haryana appears and accepts notice on behalf of respondents No.1 and 2. Mr. Dalbir Singh, Kanungo, Faridabad i.e. respondent No.3 is present in person in Court today and has submitted that the partition proceedings went upto the learned Financial Commissioner (Revenue) who remanded the matter and

now the case is pending adjudication and fresh proceedings before the Assistant Collector, 2<sup>nd</sup> Grade, Faridabad. He submits that it is because of this reason, warrants of possession already issued could not be executed and fresh warrants of possession will be issued only after conclusion of partition proceedings which is still pending adjudication.

In view of the above position, this Court does not find any merit in the present petition for granting any direction at this stage, therefore, the same is disposed of. However, the petitioner is at liberty to pursue the remedy as available to her in accordance with law on the conclusion of the partition proceedings which are pending adjudication.

(RAJESH BHARDWAJ)  
JUDGE

20.11.2023  
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|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether reportable        | : | Yes/No |