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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.25978 of 2023
Date of decision : 20.11.2023

Jatinder Nath and another

..... Petitioners

Versus

Rajinder Parshad and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Ms. Supriya Garg, Advocate
for the petitioners.

Mr. Rishabh Chaudhary, Advocate
for respondent No.1-caveator.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for quashing the order dated 05.09.2023 (Annexure P-15) passed by respondent No.2/Financial Commissioner, Haryana, Chandigarh whereby respondent No.2 while allowing the revision without jurisdiction of respondent No.2 directed that the revenue records to be amended/substituted, in accordance with the will dated 13.09.2011, in absolute violation to the provisions of the Punjab Land Revenue Act, 1887. Further prayer has been made for directing the respondents to update the record and to restore Mutation No.2375 dated 16.03.2012 of village Fatehgarh, Mutation No.6070 dated 19.03.2012 of village Kalsana and Mutation No.1997 dated 09.04.2012 of village Kathua sanctioned by Assistant Collector IInd Grade, Shahabad on the basis of

which the ancestral property was divided among petitioners and respondent No.1 equally as they were the only legal heirs of Prem Nath Sharma.

Learned counsel for the caveator/respondent No.1 submits that the civil suit between the parties is pending adjudication before the learned Civil Court.

Learned counsel for the petitioners prays for withdrawal of the present petition with liberty to pursue the alternative remedies as available to the petitioners in accordance with law.

Allowed to do so.

Dismissed as withdrawn with liberty aforesaid.

(RAJESH BHARDWAJ)
JUDGE

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