

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(217)

CWP-1274-2018 (O&M)

Date of decision: - 17.03.2023

Gurcharan Singh

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. R.D. Gupta, Advocate,
for the petitioner.

Mr. Rohit Ahuja, DAG, Punjab.

Mr. Beant Singh Seemar, Advocate
for respondents No.3 and 4.

VIKAS BAHL, J. (ORAL)

CM-4610-CWP-2023

Present application has been filed for placing on record the
compromise dated 07.02.2023 as Annexure P-6.

For the reasons mentioned in the application, the same is
allowed. Copy of compromise dated 07.02.2023 (Annexure P-6) is taken
on record, subject to all just exceptions.

CWP-1274-2018 (O&M)

This writ petition has been filed under Article 226 of the
Constitution of India for issuance of appropriate writ, order or direction
especially in the nature of certiorari for quashing of the impugned order
dated 22.09.2017 (Annexure P-5) passed by respondent No.1 as well as

order dated 23.05.2017 (Annexure P-3) passed by respondent No.2 whereby *sanad takseem* of the land of the petitioner and respondents No.3 to 5 has been ordered to be prepared with respect to land measuring 134 bighas 11 biswa rakba situated at village Sidhuwal, Tehsil and District Fatehgarh Sahib and also the order dated 22.09.2017 (Annexure P-5) and order dated 23.05.2017 (Annexure P-3).

Learned counsel appearing for the petitioner and respondents No.3 and 4 have jointly submitted that during the pendency of present writ petition, respondent No.5, who is the mother of petitioner and respondent No.3, died, and they are the only legal representatives of said respondent No.5. It is further jointly submitted that a compromise has been effected between the parties and the said compromise has been placed on record by filing CM-4610-CWP-2023 and has been annexed as Annexure P-6 with the same. It is also jointly submitted that the land which is to be given to the petitioner and private respondents has been detailed in the said compromise and the said compromise has been entered into without any undue pressure and out of their free will and would help in resolving the dispute permanently between the parties, who are related to each other. It is jointly stated that the present petition be disposed of in terms of the said compromise (Annexure P-6) and the parties be bound by the terms of the said compromise. It is further jointly submitted that the entries in the revenue record would be made in terms of the said compromise.

Learned counsel for the petitioner and private respondents have further jointly submitted that both the parties would implement the

compromise by keeping in view government guidelines.

Learned State counsel has submitted that he has no objection in case the present writ petition is disposed of in terms of the compromise (Annexure P-6) since the present dispute is between private parties.

Keeping in view the above-said facts and circumstances and also the fact that the compromise has been effected between the parties, which has been placed on record as Annexure P-6 with CM-4610-CWP-2023 and it has been jointly submitted that the said compromise is genuine and bona- fide and is in the best interest of both the parties, the present writ petition is disposed of in terms of the compromise.

The parties would be bound by the terms of the above-said compromise and would be entitled to get entries in the revenue record in accordance with the compromise.

It is made clear that both the parties would be bound by the statement made before this Court that the said compromise would be implemented by keeping in view government guidelines.

Pending application(s), if any, stand disposed of in view of the above-said order.

March 17, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No