

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

CWP-5948-2021

Date of decision : 17.05.2024

Harbir Singh

.....Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. K.S. Dadwal, Advocate
for the petitioner.

Mr. Nirmaljit S. Diwana, Sr. D.A.G., Punjab.

RAJESH BHARDWAJ, J. (Oral)

Present civil writ petition has been filed directing the respondents to redress the grievances of the petitioner stipulated in the representation (Annexures P-5) as well as legal notice (Annexure P-6) and thereby direct the respondents to issue sale certificate in the terms of the order dated 20.07.1990 (Annexure P-2) passed by respondent No.3 with regard to file No.57/CSC/1985, especially when in pursuance to the auction proceedings dated 27.07.1982 as per Nakal Rojnamcha Bakyati for the year 1982-83 dated 23.10.1982, petitioner has already been put in possession but in the column of ownership due to non-issuance of the sale certificate, entry has not been made till date and thus, the document vide which the petitioner was given title have already acquired finality and the petitioner, who is in possession of the property till date has also completed with the terms and conditions as would be apparent from the narration of the factual position, which is being set out in the present petition.

Learned counsel for the petitioner has submitted that Ld. Deputy Commissioner-cum-Chief Sales Commissioner, Hoshiarpur, had already passed order dated 20.07.1990 wherein it has been directed that the sale certificate be issued to the respondents. He submits that he filed number of representations to the respondent-authorities for the compliance of the order. However, no action has been taken on the same. He submits that thereafter, legal notice dated 01.02.2021 (Annexure P-6) has been served upon the official respondents.

Learned State counsel has opposed the contentions raised by learned counsel for the petitioner, however, he has stated that respondent No.3 may be directed to decide the legal notice dated 01.02.2021 (Annexure P-6) served by the petitioner expeditiously.

Heard.

After hearing counsel for the parties, respondent No.3 i.e. Deputy Commissioner-cum-Chief Sales Commissioner, Hoshiarpur is directed to decide the legal notice dated 01.02.2021 (Annexure P-6) served by the petitioner expeditiously preferably within eight weeks from today, in accordance with law.

In view of the above, present petition is disposed of.

(RAJESH BHARDWAJ)
JUDGE

17.05.2024
ps-I

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