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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2024:PHHC:060096

CWP-12935-2021 (O&M)

Date of Decision:01.05.2024

Dera Baba Ram Das Ji Chaura Wala (Udaseen Diwana Ashram)

..... Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr.Sanjiv Gupta, Advocate, for the petitioner.

Mr. Nirmaljit Singh Diwana, Sr. DAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of direction to sanction the mutation in favour of the petitioner qua the property of Dera Baba Ram Das Ji Chaura Wala (Udaseen Diwana Ashram) Tehsil and District Patiala and further for the issuance of a writ in the nature of prohibition thereby restraining the respondents from interfering in the possession or ownership rights in any manner keeping in view the sequel of the facts mentioned in the petition.

It has been submitted by learned counsel for the petitioner that dispute between the petitioner and the respondents is finally settled as RSA-1085-1996 filed by the State has already been dismissed by this Court vide order dated 02.04.2018. He submits that the order dated 02.04.2018 has not been further challenged. He submits that this Court while dismissing the RSA held that the petitioner is the owner and appointed him as Mahant of the Dera. It is submitted that thereafter, the petitioner filed a representation dated 07.04.2021 (Annexure P-9), however, till date no action has been taken on the same.

Learned State counsel has stated that for the redressal of his grievance, the petitioner should file a fresh representation before respondent No.3.

Learned counsel for the petitioner submits that the petitioner be granted liberty to file a fresh representation before respondent No.3 i.e. Deputy Commissioner, Patiala and he be directed to decide the same after hearing the petitioner in a time bound manner.

In view of the submissions made by learned counsel for the parties, it is apparent that the inter-se dispute has been settled in the said RSA, which was dismissed by this Court. The present petition is disposed of with liberty to the petitioner to file his appropriate representation before respondent No.3 as prayed for within a period of 10 days from today. If any such representation is filed by the petitioner within the stipulated period, then respondent No.3 i.e. Deputy Commissioner, Patiala is directed to hear the petitioner and decide the same in accordance with law within a period of three months from the date of its filing.

01.05.2024
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(RAJESH BHARDWAJ)
JUDGE

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No