

2024:PHHC:073032



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

118

**CWP-12097-2024
Date of Decision: 22.05.2024**

AJAY JAIN

... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Imran Farooqi, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing respondent No.3-Sub-Registrar-cum-Tehsildar, Railway Road, Thandi Sarak, Malerkotla, District Malerkotla to make entry of Sale Certificate dated 15.07.2023 (Annexure P-1) in Book No.1 under Section 89 of the Registration Act, 1908 without insisting for the stamp duty and registration fee.

After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted representations dated 19.04.2024 (Annexures P-4 and P-5), however, the respondents have not taken any action thereupon.

Notice of motion.

Ms. Harpriya Khaneka, DAG, Punjab accepts notice on behalf of respondent No.1 to 3 and Mr. Gaurav Goel, Advocate alongwith Mr. Teginder Singh, Advocate have accepted notice on behalf of respondent No.4-Bank. They pray for some time to complete instructions and file response(s), if so advised.

**CWP-12097-2024****-2-**

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.3-Sub-Registrar-cum-Tehsildar, Railway Road, Thandi Sarak, Malerkotla, District Malerkotla is directed to consider and decide the representation dated 19.04.2024 (Annexure P-4) in a time bound manner.

The learned State Counsel does not oppose the prayer made by the learned counsel for the petitioner.

Accordingly, in view of the above; with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.3 to consider and decide the representation dated 19.04.2024 (Annexure P-4) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of two months of the receipt of certified copy of this order.

Needless to mention that upon considering the said representation, if the claim of the petitioner is found to be genuine, justified and in accordance with law, the needful be done within a further period of one month.

Petition stands disposed of accordingly.

MAY 22, 2024
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No