

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-16421-2017
Date of decision: 22.04.2024

Harbans Kaur and othersPetitioners

versus

District Revenue Officer-cum-Assistant Collector 1st Grade Jalandhar
and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Yatin Bunker, Advocate
for the petitioners.

Mr. Rajeev K. Takkar, DAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present is for setting aside/quashing the order dated 28.04.2017 (Annexure P-6) passed by learned District Revenue Officer-cum-Assistant Collector 1st Grade (Fast Track Court for NRIs), Jalandhar and also the sanctioned mode of partition dated 02.05.2017 (Annexure P-7) being unfair, wrong, illegal, arbitrary, perverse and against all cannons of justice. Further prayer has been made for directing respondent No.1-District Revenue Officer-cum-Assistant Collector 1st Grade to add the area purchased by Rajbir Kaur from Harjinder Singh and Salinder Singh (respondents No.4 and 5) to the share of Rajbir Kaur (petitioner No.3) and to amend Clause 3 of the mode of partition to the effect that the kurrah (block) of petitioners No.1 and 2 be made joint whereas the area to be allotted to respondents No.3 and 4 be aligned adjoining to the kurrah (block) of petitioners No.1 and 2 or in alternative direction be issued to the effect that the area to be allotted to respondents No.3 and 4 which they have sold to petitioner No.3 be aligned adjoining

to the kurrah (block) of respondent No.3 so as to make one compact block of land.

Learned counsel for the petitioners submits that he may be allowed to withdraw the present petition with liberty to the petitioners to avail alternative remedy as available to them under law.

Allowed as prayed for.

Dismissed as withdrawn with liberty as prayed for. It is made clear that if issue regarding limitation arises, the authority would decide same sympathetically by considering the period spent before this Court by the petitioners in pursuing this petition as per Section 14 of the Limitation Act.

(RAJESH BHARDWAJ)
JUDGE

22.04.2024
m. sharma

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