

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-18028-2024 (O/M)

Date of decision : 08.08.2024

Narinderpal Singh through Power of Attorney
Devender Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Mr. Arun Kumar and Ms. Kamaldeep Kaur, Advocates
for the petitioner.

Mr. Navneet Singh, Senior DAG Punjab.

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HARSH BUNGER, J. (ORAL)

1. Prayer in the instant civil writ petition filed under Articles 226/227 of Constitution of India is for issuance of a writ, order or direction especially in the nature of mandamus, seeking directions to respondents No. 1 to 8 to execute the Dakhal Warrant proceedings against respondents No. 9 to 42 in a time bound manner with the help of police.

2. Learned State counsel, on instructions from Mr. Jagsir Mittal, Tehsildar, Amritsar-I, District Amritsar (respondent No. 5), submits that the possession proceedings, in pursuance to the Sanad Taksim (instrument of partition) dated 06.03.2019 (Annexure P-3), have already been undertaken. It is informed that infact the value of crops standing on the land has already been assessed, which the petitioner would be required to deposit before proceeding further.

3. At this stage, learned counsel for petitioner submits that the petitioner is ready and willing to deposit the amount and/or to comply with any other requirement at his end.

4. In view of the aforesaid statement made by learned counsel for respective parties, the instant civil writ petition is disposed of. Let the possession of land be delivered to the respective co-sharers, in pursuance to the instrument of partition (Sanad Takseem), after complying with all legal formalities. However, the aforesaid direction shall be subject to any legal impediment in execution of the said instrument of partition (Sanad Takseem).

5. Disposed of accordingly.

6. Pending application (s), if any, shall also stand closed.

(HARSH BUNGER)
JUDGE

08.08.2024

sjks

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No