

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-29471-2017
Date of decision : 12.02.2024

Satbir SinghPetitioner

versus

State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- None for the petitioner.

Mr. Rajesh Gaur, Addl. AG, Haryana.

Mr. Rajesh Khandelwal, Advocate
for respondent No.6.

RAJESH BHARDWAJ, J. (Oral)

This petition has been filed praying for quashing/setting aside the impugned orders dated 03.10.2013 (Annexure P-2) passed by learned SDO(C)-cum-Collector, Hansi-respondent No.4 whereby appeal filed by respondent No.5 has been allowed and ordered that mode of partition be effected by disturbing the possession of parties and order dated 09.02.2016 (Annexure P-3) passed by the Commissioner Hansi and order dated 26.10.2017 (Annexure P-4) passed by the Financial Commissioner dismissing the appeal filed by the petitioner is illegal, arbitrary, unjust, improper and against the settled principle of law.

Learned counsel for respondent No.6 has submitted that the petitioner had assailed the interim orders passed by the revenue authorities during the pendency of the partition proceedings. He submits that the same were dismissed upto the Court of learned Financial Commissioner and final order was passed on 26.10.2017. He submits that

now the partition proceedings are finally completed and *sanad taksim* is also issued and thus, the present petition is not maintainable. He submits that the present petition has been filed only to prolong the proceedings. He submits that as nothing survives for adjudication in this case, counsel for the petitioner is not even appearing.

Perusal of the record would show that nobody was present on the last date of hearing. Same is the position today also. It appears that counsel for the petitioner is not interested in pursuing the case.

Dismissed for non-prosecution.

(RAJESH BHARDWAJ)
JUDGE

12.02.2024
m. sharma

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