

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-32395-2019 (O/M)

Date of decision : 17.07.2024

Joginder Singh

..... Petitioner

Versus

Financial Commissioner (Appeals), Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Mr. D.V. Sharma, Senior Advocate with
Ms. Sunder Kumari, Advocate
for the petitioner.

Mr. Navneet Singh, Senior DAG Punjab.

Mr. N.S. Dandiwal, Advocate
for respondent No. 5.

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HARSH BUNGER, J. (ORAL)

1. Prayer in the instant civil writ petition is for issuance of a writ in the nature of certiorari for quashing the impugned orders dated 13.11.2018 and 30.08.2016 (Annexure P-12, Annexure P-10, respectively), passed by respondents No. 1 and 2, respectively, whereby the revision petition filed by respondent No. 5 was allowed and the case was remanded to respondent No. 4 for deciding the matter afresh.

2. At the outset, learned senior counsel for the petitioner prays for withdrawal of this writ petition, however, he submits that appropriate directions be issued to concerned Assistant Collector for deciding the partition proceedings afresh, in pursuance to the remand order dated 13.11.2018 (Annexure P-12), passed by respondent No. 1, in a time bound manner.

3. Learned State counsel as well as learned counsel for respondent No. 5 does not raise any dispute to the aforesaid course of action.

4. In view of aforesaid submissions, the instant writ petition is dismissed as withdrawn, however, there shall be a direction to the concerned Assistant Collector to decide the partition proceedings, in pursuance to the remand order dated 13.11.2018 (Annexure P-12), within a period of six months from the date the parties appear before him.

5. The parties are directed to appear before the concerned Assistant Collector on 05.08.2024.

6. The instant petition stands disposed of accordingly.

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

(HARSH BUNGER)
JUDGE

17.07.2024
sjks

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No