

Date of Decision:03.04.2024

..... Petitioners

.....Respondents

Present: Mr. Jaspreet Singh Brar, Advocate, for the petitioners.

Prayer in the present petition is for quashing the impugned order dated 14.01.2009 (Annexure P-4) whereby the Naksha Ura was passed by respondent No.2, order dated 11.09.2009 (Annexure P-5), whereby Naksha Bay was passed by respondent No.2 and further order dated 30.09.2009 (Annexure P-6) whereby, Naksha Zeem was passed by respondent No.2 and thereafter, order dated 26.02.2010 passed by respondent No.2 (Annexure P-8) whereby application dated 08.02.2010 (Annexure P-7) filed by the petitioners for setting aside the ex parte orders (Annexures P-4 to P-6) was dismissed and thereafter, revision petition dated 02.02.2015 (Annexure P-9) filed by the petitioners against the impugned orders passed by respondent No.2 was dismissed by respondent NO.1 vide impugned order dated 30.11.2022 passed in ROR NO.58 of 2015 (Annexure P-10) without considering the facts that said impugned orders accepting the partition proceedings were passed in the absence of the petitioner and also Civil Suit for declaration with regard to the same land is also pending between the petitioners and private respondent No.3 in which this Hon'ble Court has issued notice of motion vide order dated 01.04.2019 (Annexure P-13) and the said orders are liable to be set aside. Further prayers

has been made for staying the operation of all the orders impugned in the present

petition.

The case is being adjourned since the date of its filing on the request of learned counsel for the petitioners. On most of the dates i.e. 14.12.2023, 22.01.2024, 05.02.2024 and 26.02.2024, none has appeared for the petitioners. Today as well counsel for the petitioners prays for an adjournment. It appears that counsel the petitioners and the petitioners are not interested in pursuing the case further and their counsel is seeking adjournment on one pretext or other.

Prayer made for adjournment is declined. The present petition is dismissed for non-prosecution.

03.04.2024
sharmila

(RAJESH BHARDWAJ)
JUDGE
Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No