

2024.PHHC.152141



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

153

CWP-31249-2024
Date of Decision: 20.11.2024

SONU

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Akshit Mehta, Advocate for
Mr. Wazir Sigh, Advocate for the petitioner.

Mr. Vivek Saini, Addl. A.G., Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing respondents No.2 and 3 to conclude the partition proceeding in Case No.247/T.P. titled as Sultan Singh Versus Gurbachan Singh and other (Khewat No.505//472) for partition of the agriculture land situated at village Pundri, Tehsil Gharaunda, District Karnal.

Learned counsel for the petitioner contends that the abovesaid partition case was instituted by the petitioner in the year 2016 and despite more than 90 hearings over a period of nearly eight years, the said partition proceedings have not been finalized by the Assistant Collector 2nd Grade, Gharaunda. He contends that the Punjab Land Revenue Act, 1987 (Haryana Amendment Rule 2020), as per which Section 118-A was inserted mandating that the partition proceedings ought to be finalized by the Revenue Authorities

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as expeditiously as possible. He, however, contends that at this juncture, he would be satisfied in case respondent No.3 – Assistant Collector 2nd Grade-cum-Naib Tehsildar, Gharaunda, District Karnal (wrongly mentioned as Panipat in Memo of Parties) is directed to finalize the pending partition proceedings expeditiously and in a time bound manner.

Notice of motion.

Mr. Vivek Saini, Addl. A.G., Haryana accepts notice and submits that he has no objection to prayer made by learned counsel for the petitioner.

In view of the order which this Court proposes to pass, the impleadment of the co-sharers would not be necessary.

In view of the above, with the consent of parties and without commenting on the merits of the case, the present petition is hereby disposed of with a direction to respondent No.3 to decide the pending partition proceedings in Case No.247/T.P. titled as Sultan Singh Versus Gurbachan Singh and other (Khewat No.505//472) for partition of the agriculture land situated at village Pundri, Tehsil Gharaunda, District Karnal within a period of six months from the date fixed next in the matter after granting opportunity of hearing to the respective parties.

Disposed of accordingly.

NOVEMBER 20, 2024.*rajender***(VINOD S. BHARDWAJ)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No