

2025 PHHC.004514



137-2

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP-379-2025

Date of Decision: 13.01.2025

Surjeet Kumari and others

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Lajpat Rai Sharma, Advocate
for the petitioners.

Ms. Upasana Dhawan, AAG, Haryana.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Certiorari to set aside impugned order dated 08.08.2024 (Annexure P-4) passed in Revision Petition bearing No.363 dated 10.04.2024, by the learned Commissioner, Rohtak Division, Rohtak; whereby the matter has been remanded back to the learned Assistant Collector, 1st Grade, Gohana, District Sonapat (respondent No.4 herein) to conduct fresh partition proceedings of the land in question, after affording due opportunity of hearing to the parties as per Mode of Partition.

2. Learned counsel for the petitioner, after arguing for some time, submits that he may be permitted to withdraw the instant writ petition.

However, it is prayed that a time bound direction may be issued to

respondent No.4 – Assistant Collector, Ist Grade, Gohana, District Sonapat to decide the remanded case.

3. At this stage, Ms. Upasana Dhawan, Assistant Advocate General, Haryana appears on behalf of the respondents-State, in pursuance of the advance copy of paper book having been supplied to her, and does not object to the aforesaid course of action. She further submits that the aforesaid remanded case shall be finalized by the learned Assistant Collector, Ist Grade, Gohana, District Sonapat at the earliest, subject to any legal impediment and/or any orders passed by the higher authorities in respect of the partition proceedings.

4. Keeping in view the aforesaid submissions made by learned counsel for the parties, the present writ petition is disposed of with a direction to respondent No.4 – Assistant Collector, Ist Grade, Gohana, District Sonapat, to consider and decide the remanded case expeditiously and preferably within a year from today, after affording due opportunity of hearing to all the concerned parties.

5. All pending application(s), if any, shall also stand closed.

13.01.2025

Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No