



CWP-10625-2019

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

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CWP-10625-2019

Date of Decision :18.02.2025

Dhirg Bahadur**...Petitioner****Versus****District Magistrate, Faridabad and others****...Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Rajesh Lamba, Advocate with
Mr. Abhishek Kaushik & Mr. Rahul Gugnani, Advocates
for the petitioner.

Mr. Saurabh Girdhar, AAG, Haryana.

Mr. Himalya Makkad, Advocate for
Mr. Raj Kumar Makkad, Advocate for respondent No.3.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioner submits that the respondent No.3-senior citizen has been claiming ownership of the property in question on the basis of an agreement to sell, which the deceased son of the senior citizen was having in his favour.

2. Learned counsel for the petitioner further submits that similar agreement to sell qua the same property is also possessed by one Yudhishter (Annexure P/3) under whom the petitioner claims to be a tenant and furthermore submits that the property in question cannot be asked to be vacated by the respondent No-3-senior citizen especially when, the same is not in his name and is being claimed only on the basis of the agreement to

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sell in favour of the deceased son of the respondent No.3-senior citizen, which agreement to sell is yet to be proved.

3. Learned counsel for the respondent No.3-senior citizen submits that unfortunately senior citizen has died.

4. Keeping in view the fact that respondent No.3-senior citizen has died, no further orders are required to be passed by this Court but liberty is given that in case, the legal heirs of the respondent No.3-senior citizen have any remedy on the basis of alleged agreement to sell in favour of the deceased son of the respondent No.3-senior citizen, they can avail the appropriate remedy.

5. Present petition is disposed of in above terms.

February 18, 2025
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No