

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-14653-CWP-2025 in/and
CWP-18001-2021 (O/M)
Date of decision : 21.11.2025

Liyakat Ali (since deceased) through his LRs and others Petitioners

Versus

Financial Commissioner Revenue and Additional Chief
Secretary to Government, Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Mr. Dinesh Ghai, Ms. Amita Arora,
Mr. Karamjit Singh, Advocates
for the petitioners.

Mr. Abhimanyu Antil, DAG Haryana.

Ms. Monika Jalota, Advocate
for applicants.

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HARSH BUNGER, J. (ORAL)

CM-14653-CWP-2025

1. This is an application filed under Section 151 CPC for preponing the date of hearing of main writ petition, which is stated to be fixed for 13.01.2026.

2. For the reasons mentioned in application, the instant application is allowed, hearing of main writ petition is preponed to today itself and main writ petition is taken on board for hearing.

3. Application is accordingly disposed of.

CWP-18001-2021 (O/M)

1. Prayer in instant civil writ petition filed under Article 226 and 227 of Constitution of India, inter alia, is for issuance of a writ in

the nature of certiorari for setting aside Public Notice dated 13.08.2021 (Annexure P-4), issued by learned Financial Commissioner, Revenue and Additional Chief Secretary to Government, Haryana.

2. While issuing notice of motion, a coordinate bench of this Court observed as under :-

“It is submitted that the predecessors-in-interest of the petitioners were owners in possession of 15 Bigha, 4 Biswa of land. The said land was wrongly declared as evacuee even though the petitioners remained in India. They had only shifted to State of Uttar Pradesh. On return to Haryana, an application was filed for restoration of the land owned by them. Restoration has been allowed but possession has only been handed over of 3 Bigha approximately. The proceedings were initiated for getting possession of the entire land and as part of the proceedings a petition has been filed before respondent No. 2 in the year 2018. The same is still pending and meanwhile public notice dated 13.08.2021 has been issued inviting applications from unauthorized occupants for purchase of the land. Further, it is submitted that vide order dated 09.08.2021 passed in CWP No. 15084 of 2021, a direction has been issued to respondent No. 2 to decide the pending case within a period of 12 weeks from the date of receipt of certified copy of the order. Inviting applications for creating third party rights during the pendency of the petition for grant of possession is unfair and arbitrary.

Notice of motion for 23.02.2022.

Meanwhile, operation of the public notice shall remain stayed.”

3. Concededly, the proceedings initiated by petitioners to get possession of their land, (which according to petitioners, was wrongly declared as evacuee property), are pending before concerned/competent

authority.

4. Today, learned State counsel has submitted that as far as claim of petitioners regarding possession of their land is concerned, that would be considered independently and the allotment of land, in pursuance to Public Notice dated 13.08.2021 (Annexure P-4), would have no impact so far as petitioners are concerned.

5. Keeping in view the aforesaid stand taken by learned State counsel, no further orders are required to be passed in this writ petition and same is accordingly disposed of.

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

(HARSH BUNGER)
JUDGE

21.11.2025
sjks

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No