

2025.PHHC:164546



220.

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

CWP-13834-2023

Date of Decision: 26.11.2025

Kulbir Singh

..... Petitioner

Versus

Financial Commissioner (Appeals), Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Beant Singh Seemra, Advocate
for the petitioner.

Mr. Harpreet Singh, AAG, Punjab.

Mr. Shery K.Singla, Advocate
for respondent No.4.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, seeking a writ in the nature of Certiorari for setting aside order dated 20.04.2023 (Annexure P-4) passed by the learned Financial Commissioner (Appeals), Punjab, whereby the remand order dated 06.05.2022 (Annexure P-2) passed by the learned Divisional Commissioner, Rupnagar, has been upheld.

1.1 A further prayer has been made for setting aside order dated 01.06.2023 (Annexure P-8) passed by the learned Financial Commissioner (Appeals), Punjab, whereby the review application filed by the petitioner

against the aforesaid order dated 20.04.2023 (Annexure P-4) has been dismissed.

2. During the course of hearing, learned counsel for the parties are *ad idem* that the matter requires to be re-examined by the learned Divisional Commissioner, Rupnagar, particularly in view of the fact that while deciding the appeal filed by respondent No.4 vide order dated 06.05.2022 (Annexure P-2), the learned Divisional Commissioner did not set aside order dated 25.11.2020 (Annexure P-1) passed by the learned Collector, Rupnagar.

3. Learned State counsel has also not opposed to the aforesaid course being adopted.

4. Keeping in view the broad consensus arrived at between the parties, the order dated 06.05.2022 (Annexure P-2) passed by the learned Divisional Commissioner, Rupanagar, as well as the orders dated 20.04.2023 (Annexure P-4) and 01.06.2023 (Annexure P-8) passed by the learned Financial Commissioner (Appeals), Punjab, are set aside, and the matter is remitted to the learned Divisional Commissioner, Rupnagar, for deciding the appeal filed by respondent No.4 afresh, after affording due opportunity of hearing to all concerned parties and by passing a speaking order in accordance with law, while also taking into consideration the provisions contained in Section 13 of the Punjab Land Revenue Act, 1887.

5. It goes without saying that the parties shall be at liberty to raise all pleas before the learned Divisional Commissioner, Rupnagar, in accordance with law.

6. The parties are directed to appear either personally or through their respective counsel(s) before the learned Divisional Commissioner, Rupnagar, on 09.12.2025 or any other date as may be fixed by the learned Divisional Commissioner.

- 7. The present writ petition is disposed of in the aforesaid terms.
- 8. All pending application(s), if any, shall also stand closed.

26.11.2025
Apurva

(HARSH BUNGER)
JUDGE

- 1. Whether speaking/reasoned : Yes/No
- 2. Whether reportable : Yes/No