



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

109

CWP-11321-2026

Date of Decision: 21.05.2026

VISHWAJIT MITRA

...Petitioner

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Arpandeeep Narula, Advocate with
Mr. Nitesh Gautam, Advocate and
Mr. Vrishketu, Advocate for petitioner

Mr. Akshit Pathania, AAG, Haryana

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 13.03.2026 (Annexure P-5) whereby respondent No.2 has declined to register consent decree/award dated 20.01.2024 passed by Daily Lok Adalat, Gurugram in **CS-704-2023** titled as “**Vishwajit Mitra Vs. Abhishek Mitra & Anr.**”.

2. The respondent by impugned order has refused to register decree presented by petitioner on the ground of limitation. The respondent has formed an opinion that as per Haryana Registration Manual and Section 25 of Registration Act, 1908, the decree passed by Court cannot be registered as it has been presented after 2 years from the date of passing. As per petitioner, a Division Bench of Madras High Court in “**A.K. Gnanasankar Vs. Joint-II Sub-Registrar**”, 2007(2) TCJ 68 has held that period of



limitation prescribed under Sections 23 and 25 are directory in nature and is not applicable to Court decree because it is a permanent record of the Court.

3. Learned counsel for the petitioner submits that the Madras High Court has repeatedly held that limitation prescribed under Sections 23 and 25 of Registration Act, 1908 is inapplicable to Court decree. He further relies upon judgment of this Court in “***Gurbachan Singh & Others Vs. Shiv Singh & Others***”, ***LawFinder Doc ID #882923***.

4. Learned State counsel expressed his inability to point out any judgment contrary to the judgments cited by the petitioner. He failed to dispute that decree of Court is a permanent document of record and limitation enshrined under Sections 23 and 25 of Registration Act, 1908 is inapplicable.

5. In the backdrop, especially in view of judgment of this Court in Court in ***Gurbachan Singh (Supra)***, the impugned order dated 13.03.2026 is hereby set aside and respondent No.2-Sub Registrar, Gurugram is hereby directed to register decree/award dated 20.01.2024 within 2 months from today.

6. Allowed.

7. Pending Misc. application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

21.05.2026
SDK

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No