

2025:PHHC:078502



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

**CWP-11047-2025 (O&M)**  
**Date of decision :03.07.2025**

SMT. LALI ALIAS MANJEET ALIAS MANJIT RANA  
AND ANOTHER

...Petitioners

Versus

THE FINANCIAL COMMISSIONER-CUM-PRINCIPAL SECRETARY,  
GOVT. OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE HARSH BUNGER**

Present : Mr. Suresh Kumar Kaushik, Advocate  
for the petitioner.

Mr. Rajneesh Chadwal, A.A.G., Haryana.

**HARSH BUNGER, J. [ORAL]**

Prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of *certiorari* for setting aside the order dated 17.03.2023 (Annexure P-1); order dated 31.03.2023 (Annexure P-2); order dated 12.09.2023 (Annexure P-3); order dated 04.07.2023 (Annexure P-4) and order dated 16.10.2024 (Annexure P-6).

2. Briefly, respondent No.4 (M/s F.S.I. Infraprojects & Realtors Pvt. Ltd.) filed an application seeking partition of joint land, measuring 18 kanals-10 marlas, comprised in *khewat No.81*, situated at Village Dhanwapur, Sub-Tehsil Kadipur, District Gurugram; wherein, petitioners were proceeded against *ex-parte* vide order dated 17.03.2023

(Annexure P-1). Thereafter, in the partition proceedings, mode of partition came to be approved vide order dated 31.03.2023 (Annexure P-2); the *naksha `bey`* was approved on 12.09.2023 (Annexure P-3) and *naksha `zeem`* came to be approved on 04.07.2023 (Annexure P-4).

2.1 Petitioners, upon learning about the afore-said partition proceedings/orders, preferred a revision petition before the learned Commissioner, Gurugram Division, Gurugram, which came to be dismissed vide order dated 16.10.2024 (Annexure P-6).

2.2 In the afore-mentioned circumstances, the present writ petition has been filed before this Court.

3. During the course of hearing of this petition, learned counsel for the petitioners has referred to para No.8(E) of the writ petition by further referring to Annexure P-3 (*akshajra*) to contend that the petitioners have been allocated land comprised in *khasra No.8/1* and *13/2/1*, shown in red colour in the *Akshajra* (Annexure P-3) and the said area has not been provided with any *rasta*/passage. The averment made in para No.8(E) of the writ petition reads as under :-

*“(E) That the partition was not affected as per the mode of partition because it was very clear in the condition No.6 of the mode of partition that a path is to be provided upto every “Kurrah”, but here no path has been provided from the land allotted to the petitioners in Khasra No.8/1 and 13/2/1 (shown in red colour) to the above “Kurrah”.*

3.1 When the afore-said contention raised on behalf of the petitioners was considered in the light of *naksha `zeem`*, it was revealed that in fact, the petitioners have not been exclusively allotted land comprised in *khasra No.8/1* and *13/2/1* (as shown in red colour) in the *akshajra*

(Annexure P-3). Rather the said area has been jointly allotted to petitioner and other co-sharers.

3.2 *Prima-facie*, the petitioners have tried to mislead the Court by making a false representation in the site plan/*akshajra* (Annexure P-3) and also while making an averment in para 8(E) of the writ petition.

3.3 In normal circumstances, the said mis-representation would call for an adverse order but by taking a lenient view and with a warning to the counsel for the petitioner as well as the petitioner to be careful in future, I dismiss the present writ petition with liberty to the petitioner to file a fresh writ petition with better particulars and correct facts.

4. All pending application/s, if any, shall also stand closed.

**July 03, 2025**  
gurpreet

**(HARSH BUNGER)**  
**JUDGE**

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