

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

CWP No.21816 of 2008
Date of decision: 24.12.2008

Duli Chand and others

...Petitioners

versus

State of Haryana and others

...Respondents

**Coram: Hon'ble Mr. Justice Hemant Gupta.
Hon'ble Mr. Justice Nawab Singh.**

Present: Mr. Sandeep Kumar Yadav, Advocate
for the petitioners.

Hemant Gupta, J. (Oral)

The challenge in the present writ petition is to the order dated 21st July, 2008 (Annexure P-1) and order dated 21st October, 2008 (Annexure P-2), whereby the document of Sale Deed was not registered in view of the order of status quo granted by the Civil Court.

Admittedly, a civil suit in respect of title of the property is pending before the Civil Judge (Junior Division), Mohindergarh, in which order of status quo was passed on 12th June, 2002. As per the case title produced by the petitioner, the dispute between the parties is regarding title of the parties over the suit land. The authorities under the Registration Act, 1908, have declined to register the document in view of the order of status quo. It has been further found that a communication was addressed by the Joint Sub Registrar on 15th July, 2008 to the Court to seek clarification in respect of registration of instrument of sale, but the document was presented for registration on 21.07.2008 again.

Since, the reference has already been made to the Civil Court in respect of registration of instrument of sale in view of the order of status quo granted earlier, we do not find that any case is made out which may warrant interference of this Court in exercise of its writ jurisdiction. Parties are at liberty to seek appropriate alternative remedy.

(HEMANT GUPTA)
JUDGE

(NAWAB SINGH)
JUDGE

24.12.2008
sanjeev