

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No. 1777 of 2018

Decided on: 31.07.2018

Shri Deep Ram and others and others

...Petitioners.

Versus

State of HP and others

.....

Respondents.

Coram

The Hon'ble Mr. Justice Sanjay Karol, Acting Chief justice.

The Hon'ble Mr. Justice Ajay Mohan Goel, Judge.

Whether approved for reporting?

For the petitioners: Mr. R.K. Bawa, Sr. Advocate with Mr. Ajay Sharma, Advocate.

For the respondents: Mr. Ashok Sharma, Advocate General with Mr. Adarsh Sharma, Ms. Rita Goswami, and Mr. Nand Lal Thakur, Additional Advocate Generals.

Sanjay Karol Acting Chief Justice. *(Oral)*

Petitioners, by the medium of this petition, have prayed for the following reliefs.

“(i) To direct the respondent No. 4 to decide the application i.e. Annexure P-5, filed by the petitioner No. 1 and his father before the respondent No. 4 for correction of revenue entires

(ii) *To direct the respondent No. 4 to carry out necessary corrections in the revenue entries/records, the respect of Muhal Bagain and DPF Aahar, Tehsil Kumarsain, Disrict Shimla HP in accordance with law.*

(iii) *To direct the respondent No. 4, 5 , 6 to settle the boundary dispute between the DPF Aahar and Muhal Bagain, in accordance with law.*

(iv) *To direct the respondents not to take any action against the petitioners for their eviction till the application for correction of revenue entires/records pending before the respondent No. 3 is finally decided, in accordance with law”*

2. Learned counsel for the petitioners states that petitioners’ application for correction of revenue entries (Annexure P-5) is pending before the Settlement officer, Shimla Division, Shimla (respondent No.4). He submits that the petitioner shall be content if a direction is issued to respondent No.4 to consider and decide the petitioner’s application within a time bound manner.

3. Learned Additional Advocate General for the respondents has no objection to the same.

4. No other point is urged.

5. Leaving all questions of law open, on this short ground, as prayed for, petition is disposed of with a direction to the respondent No.4/competent authority to consider and decide the petitioner's application, expeditiously, in accordance with law, by affording opportunity of hearing to all concerned.

6. Needless to add, if the order is not in favour of the petitioners, the authority shall assign reasons while deciding the same, which shall be communicated to the petitioner. Liberty is reserved to the petitioner to revive the present petition, if need so arises subsequently.

7. It is made clear that we have not expressed any opinion on the merits of the case.

8. With the aforesaid observations, present petition stands disposed of, so also pending application(s), if any. Copy **dasti.**

**(Sanjay Karol),
Acting Chief Justice**

**(Ajay Mohan Goel)
Judge**

July 31, 2018
(cm Thakur)