



2026:UHC:4817

SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			<p><u>WPMS/3494/2025</u> <u>Hon'ble Manoj Kumar Tiwari, J.</u></p> <p>Mr. S.C. Burman, Advocate for the petitioner, through video conferencing.</p> <p>2. Mr. Sudhir Kumar Nailwal, Standing Counsel for the State of Uttarakhand.</p> <p>3. Petitioner has sought the following reliefs in this writ petition:</p> <p>“(A) issue a writ, order or direction in the nature of certiorari quashing by setting aside the Judgment and Order dated 18-09-2025 passed by the Learned Civil Judge (SD), Roorkee, District Haridwar in Original Suit No. 150/2023 titled as “Smt. Tabassum Versus Mohd. Azram.</p> <p>(B) direct the respondents to cancel the Sale Deed dated 02.03.2023 by a reasoned and speaking order.”</p> <p>4. Learned counsel for the petitioner, however, submits that order dated 18.09.2025, passed by Tehsildar, Bhagwanpur is under challenge in the writ petition, which is on record as Annexure-7. By the said order, the application filed by Smt. Tabassum for mutation of her name in revenue records was allowed. Smt. Tabassum claims to have purchased the land in question by means of a registered sale deed from the petitioner. Learned counsel for the petitioner submits that petitioner has filed a suit for cancellation of the said sale deed, therefore, the order passed by</p>



			<p>Tehsildar is unsustainable.</p> <p>5. The submission made on behalf of the petitioner is without substance. The suit for cancellation of sale deed is yet to be decided, as petitioner has to prove the contentions, which he has raised before the Trial Court. Till the time, the sale deed is not cancelled by a decree passed by learned Civil Court, the person who claims to have purchased the land through that sale deed has to be recorded as tenure holder in revenue records.</p> <p>6. Thus, this Court do not find any reason to interfere with the order passed by Tehsildar.</p> <p>7. The writ petition is, therefore, dismissed. However, petitioner shall be at liberty to pursue the suit filed by him for cancellation of sale deed and it shall be open to him to raise all contentions before the court concerned.</p> <p style="text-align: right;">(Manoj Kumar Tiwari, J.) 15.06.2026</p> <p>Navin</p>
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