

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

**CWP No. 2751 of 2014
Decided on : 28.04.2015**

Jagpal

. . . Petitioner

Versus

State of Haryana and others

. . . Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE REKHA MITTAL**

PRESENT: Mr. Ajay Vijarania, Advocate for the petitioner.

Ms. Palika Monga, DAG, Haryana.

AJAY KUMAR MITTAL, J. (Oral)

The challenge in this writ petition filed under Articles 226/227 of the Constitution of India, is to action of respondent No.3, dated 04.02.2013 (Annexure P-4), by which respondent No.3 cancelled the flat of the petitioner. A further for prayer for quashing the action of respondent No.3, by which respondent No.3 had refunded the interest amount of Rs.104/- to the petitioner vide letter dated 12.06.2013 (Annexure P-9) has also been assailed.

2. A perusal of the memo of parties shows that description of respondent No.3 is as under:-

*“3. Dwarakadhish Projects Pvt. Ltd., Suite No. 17, 2nd
Floor, Ninex City Mart, Sohna Road, Gurgaon-12201
through its Authorized Officer.”*

3. On April 06, 2015, the following order was passed:

*“A perusal of the prayer made in the writ petition
(CWP No. 2751 of 2014) shows that the writ of certiorari has
been sought against respondent No.3, who is a private entity.*

In such circumstances, the petitioner is required to establish how the writ is maintainable.

Learned counsel for the petitioner prays for an adjournment.

Adjourned to 28.04.2015.

Photocopy of this order be placed on the file of other connected case.”

4. Learned counsel for the petitioner states that he may be allowed to withdraw the instant writ petition with liberty to the petitioner to take recourse to the remedies available to him in accordance with law.
5. Dismissed as withdrawn. It shall, however, be open to the petitioner to take recourse to the remedies available to him in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(REKHA MITTAL)
JUDGE

April 28, 2015

J.Ram