

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.6525 of 2015

Date of Decision:-30.04.2015

Mohan Singh & Anr.

.....Petitioners.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. J.S. Brar, Advocate for the Petitioners.

JASWANT SINGH, J.(ORAL)

The petitioners who are facing ejectment proceedings under the Public Premises (Eviction of Unauthorised Occupants) Act, 1971 from the land measuring 17 Kanals 2 Marlas situated within the area of Nagar Council Baghapurana, District Moga and for recovery of damages, have invoked the writ jurisdiction of this Court and aggrieved against the order dated 18.9.2014 (P-2) whereby the proceedings were resumed, after they had been erroneously adjourned sine die. Further, challenge is to the order dated 30.12.2014 (P-3) whereby the appeal against the P-2 has been dismissed.

It is apparent that the suit filed by the petitioner against the Municipal Council seeking declaration of ownership with injunction was dismissed and the findings upheld by the first Appellate Court. The regular second appeal filed by the petitioners stands admitted wherein the interim

protection was granted to the extent that they shall not be ejected except in due course of law.

The lawful ejection proceedings earlier adjourned sine die due to misinterpretation of the interim protection have subsequently been resumed cannot be said to be suffering from any infirmity.

After arguing for sometime, learned Counsel for the petitioners prays for permission to withdraw the present petition.

Dismissed as withdrawn.

**(JASWANT SINGH)
JUDGE**

April 30, 2015
Vinay