

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

**Civil Writ Petition No.8713 of 2015
Date of Decision: 05.05.2015**

Suresh Kumar

..... Petitioner

Vs.

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Deepak Arora, Advocate for the petitioner.

JASWANT SINGH, J. (Oral)

The petitioner claims to be in possession of 23 Kanals of land in Khewat No.62, Khatauni No.123 in Khasra No.29, situated in Village Attepur, Tehsil and District Pathankot as a tenant since more than 40 years.

It is claimed that prior to the petitioner, his father-Diwan Chand had made the Banjar land in dispute fit for cultivation and was a tenant on payment of rent. The petitioner feeling threat of illegal dispossession by the State Government had instituted a suit on 09.05.1989 for permanent injunction. The said suit was decreed, vide *ex parte* judgment and decree dated 01.06.1991 (**Annexure P-3**), passed by learned Senior Sub Judge, Gurdaspur. Therefore, the claim is for a direction to allot the land in dispute as per Government Policies, however, no Policy has been annexed or shown at the time of hearing to show his right for consideration.

After arguing for sometime and failed to convince the Court, learned Counsel for the petitioner prays for permission to withdraw the present writ petition to enable him to seek his remedy in accordance with law.

Dismissed as withdrawn with the aforesaid liberty.

May 05, 2015
Gagan

**(JASWANT SINGH)
JUDGE**