

CWP NO. 1521 OF 2016
Date of decision: 25.01.2016**Bijender Tyagi**

.....Petitioner

versus

State of Haryana and another

.....Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain**Present:** Mr. Atul Lakhanpal, Sr. Advocate with
Mr. R.S.Chahal, Advocate
for the petitioner.**Rakesh Kumar Jain, J.(Oral)**

In this case, petitioner is asking for a direction to the respondents to compensate the petitioner because his property has become inhabitable and unusable by their action. The question of compensation can not be decided in the present petition because it requires both oral as well as documentary evidence to adjudge the right amount to be paid to the petitioner. Therefore, the only remedy available to the petitioner is for filing a civil suit for damages.

Faced with these circumstances, counsel for the petitioner prays for withdrawal of the petition in order to file the civil suit for damages in accordance with law.

Dismissed as withdrawn. Liberty granted.

[Rakesh Kumar Jain]
Judge**25th January, 2016**
Shivani Kaushik