

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

**CWP No. 17071 of 2016
Decided on : 29.08.2016**

Rakesh Sardana and others

... Petitioners

Versus

State of Haryana and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN**

PRESENT: Mr. Rajinder Goyal, Advocate
for the petitioners.

AJAY KUMAR MITTAL, J. (Oral)

The challenge in this writ petition filed under Articles 226/227 of the Constitution, is to the election and appointment of respondent No.6 as President of Municipal Council Kaithal-respondent No.3 vide resolution dated 27th June, 2016 and notification dated 15th July, 2016 (Annexures P-13 & P-14 respectively).

2. After arguing for sometime, learned counsel for the petitioners states that he has instructions to withdraw the present writ petition. Therefore, he may be allowed to withdraw the present writ petition as certain question of fact are required to be proved by leading evidence. However, liberty be granted to the petitioners to file an election petition before the Court of competent jurisdiction.

3. Dismissed as withdrawn. It shall, however, be open to the petitioners to take recourse to the remedies as may be available to them, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAMENDRA JAIN)
JUDGE**

August 29, 2016

J.Ram

*Whether speaking/reasoned:
Whether Reportable:*

*Yes/No
Yes/No*