

**Sr. No.122**

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

**CWP No. 8756 of 2012**

**Date of decision:19.09.2016**

**Thakurdwara Sanatam Dharam**

**.....Petitioner**

**versus**

**State of Punjab and othersr**

**.....Respondents**

**Coram: Hon'ble Mr.Justice Rakesh Kumar Jain**

**Present:** Mr. Kanwaljit Singh, Sr. Advocate with  
Ms. Gurdeep Kaur, Advocate  
for the petitioner.

Mr. Anant Katria, DAG, Punjab.

Mr. Deepak Bhardwaj, Advocate  
for respondent No. 4.

**Rakesh Kumar Jain, J.(Oral)**

After hearing learned counsel for the parties and keeping in view the facts and circumstances of the case, the only remedy available to the petitioner is of filing a suit for declaration with consequential relief which may be available but in so far as the present petition is concerned, it is not maintainable.

Consequentially, counsel for the petitioner prays for withdrawal of the petition in order to avail his remedy by way of suit. In case, the suit is filed, within 15 days from today, the interim order passed by this Court in this writ petition shall continue otherwise, it shall be vacated. The petitioner may also file an application under Section 14 of the Limitation Act 1961 for the purpose of condonation of delay in case it is raised.

**[Rakesh Kumar Jain]  
Judge**

**19<sup>th</sup> September, 2016**

Shivani Kaushik

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No