

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

LPA No. 490 of 2016(O&M)

Date of Decision: 01.04.2016

Suresh Kumar Kaushik, Deputy Commandant

... Appellant.

vs.

Union of India and ors.

... Respondents

**CORAM:HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

Present:- Dr. Naresh Kaushik, Advocate
for the appellant.

Mr. Vivek Singla, Advocate
for the respondents-caveators.

RAJESH BINDAL,J

Learned counsel for the appellant submitted that he does not wish to press the present appeal on merits in case some time is granted for vacation of the accommodation in his possession to enable him to shift to new allotted accommodation.

Learned counsel for the respondents-caveators, on instructions from R.S. Hundal, Deputy Commandant, DC, BSF, 200 Bn., submitted that as a special case the appellant can be permitted to retain the accommodation till 30.04.2016 as 62 BN is likely to move from extreme hard area being deployed on Line of Control and they have to be accommodated immediately.

The submission made by learned counsel for the respondents-caveators is reasonable.

The present appeal is dismissed as withdrawn. The appellant is permitted to retain possession of the accommodation of Type IV till 30.04.2016. In case the appellant does not hand over vacant possession of the accommodation in his possession on or before 01.05.2016, the respondents shall be at liberty to proceed against the appellant in accordance with law including coercive steps.

(Rajesh Bindal)
Judge

01.04.2016
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(Harinder Singh Sidhu)
Judge