

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

**CM No.11729-CWP of 2016 in
CWP No. 12639 of 2016
Decided on : 08.03.2017**

Jai Parkash

... Petitioner

Versus

Authorized Officer, Vijaya Bank and others

... Respondents

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

PRESENT: Mr. Narinder S. Lucky, Advocate
for the applicant-petitioner.

None for the non-applicant/respondents.

AJAY KUMAR MITTAL, J. (Oral)

CM No.11729-CWP of 2016

This is an application filed under Order 9 Rule 4 of the Code of Civil Procedure, seeking restoration of the writ petition, which was dismissed for non-prosecution vide order dated 14th September, 2016.

Notice of this application was issued to the non-applicant/respondents No.1 & 2.

After hearing learned counsel for the applicant-petitioner and perusing the averments made in the application, which is supported by an affidavit of the learned counsel for the applicant-petitioner, the same is allowed and the writ petition is ordered to be restored to its original number.

CM stands disposed of.

CWP No. 12639 of 2016

At the request of learned counsel for the petitioner, the main case is taken up for hearing today.

2. Learned counsel for the petitioner states that the petitioner may be allowed to withdraw the present writ petition with liberty to the petitioner to approach the concerned authority for redressal of the grievance.

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 Dismissed as withdrawn.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

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAMENDRA JAIN)
JUDGE**

March 08, 2017

J.Ram

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No