

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

107

**Civil Writ Petition No.16971 of 2016
Date of decision: November 01, 2017**

Rajesh Kumar Sharma

....Petitioner

versus

Union of India and others

....Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AMIT RAWAL***

Present: Mr. Sanjeev Sharma, Advocate for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

1. The prayer in this petition filed by way of public interest litigation under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus directing respondent No.6 to take action against respondents No.2 & 3 for the frauds, financial irregularities and unethical acts and illegalities, acts of omission and commission committed in functioning of banking business in branches and regional office, Amritsar.

2. After arguing for sometime, learned counsel for the petitioners submitted that inadvertently certain relevant documents could not be appended and necessary averments incorporated in the present writ petition. Accordingly, a prayer was made that he may

be allowed to withdraw the present writ petition with liberty to the petitioner to file a fresh writ petition on the same cause of action by furnishing better particulars.

3. Dismissed as withdrawn with liberty as prayed for.

4. However, the grant of permission to file the petition as public interest litigation shall not preclude the Bench from testing the credentials of the petitioner viz-a-viz the **Maintainability of Public Interest Litigation Rules, 2010**. In case, a fresh writ petition on the same cause of action is filed by the petitioner, the office shall tag the records of the present writ petition i.e. CWP No.16971 of 2016.

(AJAY KUMAR MITTAL)
JUDGE

(AMIT RAWAL)
JUDGE

November 01, 2017
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Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No