

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

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**CWP No.8177 of 2016 (O&M)
Date of Decision: August 22, 2017**

Moonlight Continental Pvt. Ltd.

...Petitioner

versus

State of Haryana and another

...Respondents

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

Present: Mr. Vinod S. Bhardwaj, Advocate for the petitioner.

Mr. Deepak Balyan, Addl. A.G., Haryana.

AJAY KUMAR MITTAL, J. (Oral)

The prayer in this petition filed under Articles 226/227 of the Constitution of India is for issuance of a writ in the nature of certiorari for setting aside the order dated 10.02.2016 (**Annexure P-7**) passed by respondent No.2, vide which the petitioner was directed to deposit an amount of ₹ 1.59 crores (approximately) including penal interest on the principal amount of ₹ 64.60 lacs towards infrastructural development charges.

2. An application i.e. Civil Misc. No.1211 of 2017 has been filed seeking amendment of the writ petition under Order 6 Rule 17 read with Section 151 of the Code of Civil Procedure, by challenging Annexure P-8 dated 20.12.2016, passed during the pendency of the writ petition. Accordingly, learned counsel for the

petitioner submitted that he may be allowed to withdraw the present writ petition as well as Civil Misc. No.1211 of 2017 with liberty to the petitioner to file fresh petition on the same cause of action and also to impugn the order dated 20.12.2016 (Annexure P-8) appended along with the aforesaid application.

3. Dismissed as withdrawn with liberty as prayed for.

(AJAY KUMAR MITTAL)
JUDGE

August 22, 2017
sonia gugnani

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned? Yes/No

Whether reportable? Yes/No