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

CWP-5570-2017 (O&M)

Date of decision : 15.09.2017

Sarabjit Singh

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

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

Present: Mr. Rajiv Sharma, Advocate
for the applicant/petitioner.

AJAY KUMAR MITTAL, J. (ORAL)

CM-12644-2017

This is an application under Order 9 Rule 4 read with Section 151 of the Code of Civil Procedure for restoration of the above-mentioned writ petition, which was dismissed for want of prosecution on 10.08.2017.

Notice of this application to the non-applicant/respondent(s).

On the asking of the Court, Mr. I.P.S. Doabia, Addl. A.G., Punjab accepts notice on behalf of the non-applicant/respondent(s) and submits that he has no objection, in case the writ petition is restored.

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

CWP-5570-2017

The petitioner has approached this Court under Articles

226/227 of the Constitution of India for issuance of writ in the nature of mandamus directing the respondents to issue necessary directions to revive/alter the terms of agreement/contract bearing No.K 714256 dated 02.06.2016 (Annexure P-1) regarding the Contract of Parking of Multi Level Parking Complex in the District Administrative Complex, Ludhiana from 01.06.2016 to 31.03.2017 issued by respondent No.3. A further prayer was made for restraining the respondents from cancelling the contract entered into with the petitioner, during the pendency of this case and for forceful recovery of the remaining Contract amount till the disposal of this case.

2. Learned counsel for the petitioner states that certain relevant documents could not be appended and averments, in that regard, 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 fresh one on the same cause of action by furnishing the correct and better particulars.

3. Dismissed as withdrawn with liberty as prayed for.

(AJAY KUMAR MITTAL)
JUDGE

(AMIT RAWAL)
JUDGE

15.09.2017
Yogesh Sharma

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**