

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

(104)

CWP-888-2017

Decided on: April 17, 2017.

Himmat Singh

.... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Dr. Anmol Rattan Sidhu, Senior Advocate, with
Mr. Shiv Kumar, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

Through instant writ petition filed under Articles 226/227 of the Constitution of India, the petitioner has sought action in the complaints Annexure P-4 and P-6 and representation Annexure P-7, appended with the petition, filed in protest to the mutation dated 23.01.1999 claiming that the mutation had been entered at the instance of Hanuwant Singh in connivance with the revenue officials who had acted contrary to the provisions of law.

During course of arguments, learned counsel for the petitioner informs that appeal filed before the Collector against the said mutation has been decided on 10.03.2016 and that an appeal is pending before the higher revenue officer, for 26.04.2017.

Since the matter is pending before the quasi judicial authority having statutory power to interfere in the order entering/sanctioning mutation dated 23.01.1999, it will be pre-mature to adjudicate upon the validity of the mutation or regarding the conduct of the revenue authorities as alleged in the petition and the representations.

In view of said circumstances, learned counsel for the petitioner has prayed that he may be permitted to withdraw the petition, at this stage, with liberty to approach this Court again subject to the decision before the Commissioner, Patiala in the proceedings which are pending for 26.04.2017.

Disposed of as withdrawn with aforesaid liberty.

It is expected that the appeal would be expeditiously disposed of by the revenue authorities.

(M.M.S. BEDI)
JUDGE

April 17, 2017
harsha

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No