

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

**CR No.6294 of 2017(O&M)
Date of Decision: 18.05.2018**

**NEW FRUITS AND VEGETABLES MARKET ASSOCIATION
FARIDABAD**

.....Petitioner

Vs

MARKET COMMITTEE SECTOR 16 FARIDABAD AND ANR

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Jagdish Manchanda, Advocate,
for the petitioner.

Mr. Prateek Mahajan, Advocate and
Ms. Manzra Dutt, Advocate
for respondents No.1 and 2.

RAJ MOHAN SINGH, J. (Oral)

[1]. During course of arguments, it came to fore that amended layout plan has been sanctioned on 07.04.2017. 160 mashakhor have been adjusted on common platform.

[2]. CWP No.7332 of 2018 was filed by the petitioner association for issuance of writ of certiorari for quashing the action of the respondents while changing the layout plan of the New Fruit & Vegetable Market, Sector 16, Faridabad. Mandamus was also sought, directing the respondents not to

change the nature of common shed which was constructed for the benefit of the shop/plot holder. Restraint was also sought not to allot the plot to mashakhor in the common platform. The said writ petition was dismissed as withdrawn with a liberty to the petitioner to take recourse to the remedies in accordance with law.

[3]. Learned counsel for the petitioner seeks withdrawal of the present revision petition with a liberty to assail amended layout plan and to file appropriate application for interim relief in accordance with law.

[4]. In view of above, this revision petition is ordered to be dismissed as withdrawn with a liberty to the petitioner to file an application for amendment of the plaint in accordance with law. In the event of doing so, trial Court shall proceed to decide the application strictly in accordance with law without being influenced by the background of the case.

May 18, 2018
Prince

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No