

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

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**Civil Writ Petition No.28762 of 2017
Date of decision: February 12, 2018**

Roshan Lal @ Roshan Ali and others

....Petitioners

versus

Haryana Waqf Board, Ambala Cantt. and others

....Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL***

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

AJAY KUMAR MITTAL, J. (Oral)

1. 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 mandamus directing the official respondents for initiating action against the respondent Waqf Board for illegally disposing of the graveyard in violation of the Waqf Act, 1995 and the Rules framed thereunder in favour of the private respondent and to initiate action against the private respondents for carrying out illegal construction and carving out the illegal colony in the aforesaid land in violation of The Haryana Development and Regulation of Urban Areas Act, 1975 as well as the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Act, 1963, Waqf Act, 1995 as well as The Municipal Act, 1974 and the rules framed thereunder.

2. Learned counsel for the petitioners, at the outset, submitted that he may be allowed to withdraw the present writ petition with liberty to the petitioners to approach the authorities where the representation has already been filed or to pursue the remedy with the concerned authority, in accordance with law.
3. Dismissed as withdrawn.
4. It shall, however, be open to the petitioners to take recourse to the remedies as may be available to them, in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

February 12, 2018
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No