

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

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**CM-12186-C-2016 in/and
RSA No.4717 of 2016 (O&M)
Date of Decision : 22.10.2018**

Balwant Singh (since deceased) through
his LR

..... Appellant

Vs.

The Punjab State and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. R.S.Chahal, Advocate
for the applicant-appellant.

AJAY TEWARI, J. (Oral)

CM-12186-C-2016

For the reasons recorded, the application is allowed. Delay
of 11 days in re-filing the appeal is condoned.

RSA No.4717 of 2016

Costs have been deposited.

This appeal arises out of a suit for permanent injunction filed
by the appellant against the State of Punjab and the Block Development
Panchayat Officer, Khadur Sahib, District Amritsar in which the appellant
has sought an injunction against the respondents from dispossessing him
from land measuring 10K-7M situated in village Kang.

Counsel for the appellant states that a petition under Section 11 of the Punjab Village Common Land Act, 1961 (for short the Act) is also pending (in appeal) and prays that he may be permitted to withdraw this suit without prejudice to his claim which he is asserting in the petition under Section 11 of the Act.

Allowed as prayed for.

Dismissed as withdrawn.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

22.10.2018

pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No