

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

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**Civil Writ Petition No.8038 of 2019
Decided on : 27.03.2019**

M/s Chandigarh Housing Board

. . . Petitioner

Versus

Deputy Commissioner of Income Tax, Circle (1), Sector 17-E, Chandigarh and
another

. . . Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Ms. Radhika Suri, Senior Advocate with
Mr. Manpreet Singh Kanda, Advocate for the petitioner.

Ms. Urvashi Dhugga, Sr. Standing Counsel for the respondent.

AJAY KUMAR MITTAL, J. (Oral)

The prayer made in this petition filed under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of *Certiorari*, for setting aside the orders dated 12.02.2019 and 20.03.2019 (**Annexures P-5 & P-7**) respectively, rejecting the stay application filed by the petitioner.

2. Learned counsel for the petitioner states that after filing of the writ petition, an amount of ₹ 49,11,92,382/- has been recovered from the account of the petitioner on 25.03.2019, which action is required to be impugned. Accordingly, a prayer was made that she may be allowed to withdraw the present writ petition with liberty to the petitioner to file fresh one on the same cause of action and also impugning the attachment and recovery of ₹ 49,11,92,382/- made by the Department.

3. Dismissed as withdrawn. It shall, however, be open to the petitioner to take recourse to the remedies as may be available to it, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(MANJARI NEHRU KAUL)
JUDGE**

March 27, 2019
sonia gugnani

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No