

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-13462-2019 (O&M)
Date of decision:- 20.05.2019

Kulwant Singh Wilkhu and another
...Petitioners
Versus
Union of India and others
...Respondents

CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present:- Mr. Yash Pal Gupta, Advocate,
for the petitioners.
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KRISHNA MURARI, C.J. (ORAL)

The vires of Section 75 of the Limited Liability Partnership Act, 2008 (in short the Act) has been challenged on the ground that it gives power to the Registrar to strike defunct limited liability partnership off register, but no remedy against the order passed is provided under the statute, hence it is ultravires.

When confronted with the observation with respect to merits of this petition, learned counsel for the petitioners finding it difficult to assail the proposition sought leave of the Court to permit withdrawal of the writ petition in so far as vires part is concerned with liberty to challenge the action and the order passed under Section 75 of the Act by filing a fresh petition.

Prayer made is allowed.

Petition is permitted to be withdrawn with the liberty prayed for.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

20.05.2019
Amodh

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No