

104 (2 cases)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 12838 of 2019 (O&M)
Date of Decision: 01.11.2019

M/S S.R. BUILDERS AND ANOTHER

... Petitioners

VS.

STATE OF PUNJAB AND OTHERS

...Respondents

CWP No. 17157 of 2019 (O&M)

ADARSH MOHAN AND OTHERS

... Petitioners

VS.

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.
HON'BLE MR. JUSTICE SUVIR SEHGAL.

Present: Mr. Anand Chhibbar, Senior Advocate,
Mr. Bhupinder Ghai, Advocate,
for the petitioners in CWP No. 17157 of 2019.

Mr. Gaurav S. Pathania, Advocate,
for the petitioners in CWP No. 12838 of 2019.

Mr. H.S. Bedi, Advocate,
for caveator-respondent Nos. 3 and 4 in CWP No. 12838 of 2019 and
for caveator-respondent Nos. 2 to 4 in CWP No. 17157 of 2019.

RAKESH KUMAR JAIN, J. (ORAL)

This order shall dispose of two connected writ petitions bearing
CWP No. 12838 of 2019 titled as “M/s S.R. Builders And Another Vs. State of Punjab and Others” (for short “1st Petition”) and CWP No. 17157 of 2019 titled as “Adarsh Mohan And Others Vs. State of Punjab and Others” (for short “2nd Petition”) because the issues involved in both the petitions are common. The 1st petition is filed by the principal borrowers and the 2nd petition is filed by the guarantors.

Counsel for the petitioners pray for withdrawal of both the petitions but at the same time they have made a prayer to direct the Additional Registrar (Admin), Co-operative Societies, Punjab to decide their joint appeal which is pending adjudication before him on 06.11.2019.

Counsel appearing on behalf of the caveator-respondents has not raised any objection in this regard, therefore, the present petitions are hereby dismissed as withdrawn, however, direction is issued to the Additional Registrar (Admin), Cooperative Societies, Punjab, seized of the joint appeal of the petitioners in both the petitions, to decide the same on the date it is already fixed i.e. 06.11.2019 and if it is not possible to decide the same on the said date then to do the needful by giving a short adjournment.

Photocopy of this order be placed on the file of the connected case.

(RAKESH KUMAR JAIN)
JUDGE

November 1, 2019
Ess Kay

(SUVIR SEHGAL)
JUDGE

<i>Whether speaking / reasoned</i>	:	<i>Yes</i>	/	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	/	<i>No</i>