

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

**CWP No. 20477 of 2013 (O&M)
Date of decision : 31.10.2019**

Karambir and others

....Petitioners

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. J.K. Goel, Advocate for the petitioners.

Mr. Pardeep Singh Poonia, Advocate
for respondents No. 1 to 5.

Mr. C.S. Bakhshi, Additional Advocate General, Haryana
for respondent No. 6.

Harsimran Singh Sethi, J. (Oral)

Keeping in view the order dated 30.08.2019 passed by this Court, Mr. Trilok Chand Gupta, Additional Chief Secretary, Department of Power is present in Court.

Learned counsel for respondent No. 6 states that a short reply to the writ petition has been filed, wherein, after consideration of the case of the petitioners for the grant of benefit, as being claimed in the present writ petition, the said claim has been rejected vide order dated 26.09.2019 (Annexure R-5) a copy of which is attached with the short reply.

Learned counsel for the petitioners states that the order, which has been passed on 26.09.2019, is contrary to the settled principle of law. Learned counsel states that the order has been passed ignoring the relevant facts and is based on consideration other than merits.

This Court will only go into the validity of the order, in case the same is under challenge.

Faced with this situation, learned counsel for the petitioners prays that he be allowed to withdraw this writ petition with liberty to file a fresh one on the same cause of action by impugning order dated 26.09.2019 (Annexure R-5).

Dismissed as withdrawn, with the liberty, as prayed for.

October 31, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*