

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

(276)

**CM-1216-CWP-2019 in/and
CWP-28746-2013
Date of Decision: July 10, 2019**

Loke Ram

.. Petitioner

Versus

DHBVNL and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. P.K. Ganga, Advocate, for the applicant-petitioner.

Mr. Pardeep Singh Poonia, Advocate, for the respondents.

HARSIMRAN SINGH SETHI, J.(ORAL)

CM-1216-CWP-2019

Present application has been filed for fixing the writ petition at an early actual date.

Notice of this application was given to the other side and a direction was given to the respondents on 29.03.2019 to consider the case of the petitioner in terms of the judgment in case of **Darshan Singh Vs. State of Punjab and others 2019 (1) SCT 703** and pass appropriate speaking order.

Today, learned counsel for the respondents has brought to the notice of this Court that on 08.07.2019, the case of the petitioner has been considered and rejected. Copy of the said order has been handed over to the counsel for the petitioner.

Counsel for the petitioner states that during the pendency of the writ petition, unfortunately the petitioner has died.

Counsel for both the parties pray that keeping in view the above mentioned facts, main writ petition be heard and decided.

Keeping in view the request made by counsel for the parties, the application is allowed and the main writ petition is taken up for consideration.

CWP-28746-2013

Learned counsel for the petitioner very fairly states that as an order dated 08.07.2019 has been passed by the respondents rejecting the claim of the petitioner for the grant of the benefits being claimed in this writ petition and further the fact that during the pendency of the writ petition, the petitioner has passed away, he be allowed to withdraw the present writ petition with liberty to file a fresh writ petition by legal heirs of the petitioner impugning the order dated 08.07.2019 if they intend to do so.

Counsel for the respondents has no objection for the grant of the prayer as being made by counsel for the petitioner.

Dismissed as withdrawn with liberty as prayed for.

**(HARSIMRAN SINGH SETHI)
JUDGE**

July 10, 2019
harsha

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