

CWP-25382-2019

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

CWP-25382-2019

Date of Decision: 11th September, 2019

Shiv Nath

...Petitioner

Versus

Deputy Commissioner, Sangrur & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Akshay Kumar Goel, Advocate, for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned counsel for the petitioner, after arguing for some time, prays for withdrawal of the present writ petition. He further states that some time may be granted to the petitioner to vacate the premises in question. This, the counsel, states on telephonic instructions from the petitioner.

Prayer made by the counsel for the petitioner is accepted provided the petitioner is in possession of the house in dispute today and subject to he giving an undertaking to the Registrar Judicial of this Court with a copy thereof to the Sub-Divisional Officer, PWD (B&R), Sangrur – respondent No.3 within a period of 10 days from today i.e. on or before 21.09.2019 that the petitioner would vacate the demised premises on or before 30.11.2019 and hand over the possession to the Sub-Divisional officer or his representative, Public Works Department (Building and Roads), Prantak Mandal, Sangrur. It is made clear that in case the undertaking is not submitted by the petitioner within the time granted, the

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writ petition would be deemed to have been dismissed and the respondent will take the possession of the demised premises forthwith.

In case the petitioner files/submits an undertaking but fails to comply with the same or violates the same, he would be liable to be proceeded against for contempt. Further, the Deputy Commissioner and the Senior Superintendent of Police, Sangrur shall ensure possession to be taken from the petitioner forthwith.

The writ petition stands dismissed as withdrawn in above terms.

It is clarified that this order shall not, in any way, effect the proceedings pending before this Court in Regular Second Appeal.

The Registrar Judicial of this Court shall submit his report within three weeks from today with regard to receipt of the undertaking or otherwise.

Copy of this order be handed over to the counsel for the petitioner and State counsel **dasti** under signatures of the Court Secretary of this Bench and one copy each be sent and mailed to the respondents for information and compliance.

(AUGUSTINE GEORGE MASIH)
JUDGE

11th September, 2019
Harish

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No