

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

CR No.1019 of 2020

Date of Decision: 02.03.2020

Krishan Kumar Prashar

.....Petitioner

Vs.

Shiva Developers and another

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Ms.Sheena Khanna, Advocate
for the petitioner.

AMOL RATTAN SINGH, J. (Oral)

On February 28, 2020, the following order had been passed,
reproducing in it the order passed on February 12, 2020:-

“On February 12, 2020, the following order had been passed:-

“Learned counsel for the petitioner would place on record any statutory provision that she is relying upon to submit that even if the building that is being constructed has a side towards the rear part of the petitioners' house, the building being constructed by the respondents must adhere to any particular bye laws/norms to leave enough room for sunlight, air etc. on the rear of the petitioners' house. It is to be noticed that in the impugned order the trial court has held that clause 4.6 of the Punjab Municipal Building Bye-laws, 2010, does not make it mandatory for any person to provide a set back compulsorily on the side of its premises, though a rear and front set back is compulsory.

Adjourned to 28.02.2020.”

Today, on first call, learned counsel for the petitioner had sought time to take instructions as to whether the petitioner is willing to pay pre-litigation costs to summon the respondents to arrive at an amicable solution before the learned Mediator of the Mediation and Conciliation Centre of this court; however on second call, she does not appear.

Adjourned to 02.03.2020.”

Today, learned counsel for the petitioner submits that the petitioner does not wish to pursue the present petition.

Dismissed as withdrawn.

March 02, 2020

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO