

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

CWP No. 14923 of 2020
Date of Decision: 21.09.2020

KULBHUSHAN AND ANOTHER

....Petitioners

VS.

UNION OF INDIA AND ANOTHER

...Respondents

CORAM: **HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.**
 HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr. Sandeep Goyal, Advocate,
 for the petitioners.

RAKESH KUMAR JAIN, J. (ORAL)

Counsel for the petitioners has submitted that the petitioners have challenged the vires of Sections 69 read with Section 132 of the Punjab Goods and Services Tax, 2017 (for short “the Act”). He has also submitted that both the petitioners were arrested but enlarged on bail under Section 167(2) of the Code of Criminal Procedure, 1973. He has also submitted that the similar provisions of the Act are under challenged in CWP No. 13995 of 2020 which is now fixed for 15.10.2020.

At this stage, Mr. Saurabh Goel, Advocate appearing on behalf of respondent No. 2 has pointed out that the petitioners have challenged the vires of the legislature of the State of Punjab without impleading the State of Punjab as a party.

Counsel for the petitioners has realized his mistake and has prayed for withdrawal of this petition with liberty to file it again with better particulars, much less impleading the necessary parties.

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Mr. Satya Pal Jain, Additional Solicitor General of India appearing with Mr. Dheeraj Jain on behalf of respondent No. 1 and Mr. Saurabh Goel, Advocate appearing on behalf of respondent No. 2 have not raised any objection in this regard.

In view of the aforesaid, the petitioners are allowed to withdraw this petition, however, with liberty to file it again with better particulars much less impleading the necessary parties.

[RAKESH KUMAR JAIN]
JUDGE

September 21, 2020
Ess Kay

[ASHOK KUMAR VERMA]
JUDGE

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