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

CWP-14122-2021

Date of decision : 02.08.2021

M/s Eleven Excellence Merchandise Pvt. Ltd.

...Petitioner

Versus

Union Territory of Chandigarh and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY TEWARI
HON'BLE MR. JUSTICE VIKAS BAHL**

Present: Mr. J.S. Bedi, Advocate for the petitioner.

(Through Video Conferencing)

AJAY TEWARI, J. (ORAL)

1. This writ petition has been filed by the petitioner seeking quashing of order dated 06.09.2019 (Annexure P-5).

2. During the course of hearing, it has been stated by the learned counsel for the petitioner that an appeal against the said order was filed and the same was rejected on account of non-deposit of mandatory pre deposit. Neither the order rejecting the appeal has been placed on record nor there is any averment regarding any financial hardship.

3. Learned counsel for the petitioner has argued that apart from the financial consideration, pre-deposit can also be waived where the order is palpably wrong. Even the grounds of appeal have not been placed on record to show that that ground was taken before the Appellate Authority.

4. In these circumstances, learned counsel for the petitioner prays for permission to withdraw this writ petition with liberty to file fresh one after giving all the details.

5. In view of the above, the present writ petition stands dismissed as withdrawn with liberty aforesaid.

6. Since the main case has been dismissed as withdrawn, the pending Civil Miscellaneous Application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(VIKAS BAHL)
JUDGE

02.08.2021

Pawan

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**