

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

113(2)

**CM-12887-CWP-2022 IN/AND
CWP-3131-2020(O&M)
Date of Decision:29.08.2022**

M/s Tung Builders Pvt. Limited

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

**Present: Mr. Vaneet Thakur, Advocate for
Mr. P.S. Rana, Advocate,
for the applicant-petitioner.**

**Ms. Niharika Sharma, A.A.G., Punjab,
for the respondents.**

VINOD S. BHARDWAJ , J.(Oral)

CM-12887-CWP-2022

The instant application under Section 151 CPC has been filed for seeking permission to withdraw the main writ petition i.e. CWP-3131-2020 by preponing the same from the date of hearing fixed i.e. 12.09.2022.

Learned counsel for the applicant-petitioner contends that during the pendency of the writ petition, the relief sought by the applicant-petitioner has already been granted and the payments have been released and as such there is no surviving interest in the present writ petition. The said application is duly supported by an affidavit sworn by the Director of M/s Tung Builders Pvt. Limited.

Notice in the application.

Ms. Niharika Sharma, A.A.G., Punjab appears and accepts notice on behalf of respondent Nos.1 to 3. She has no objection to the application being allowed.

In view of the averments contained in the application, the same is allowed and the main case i.e. CWP-3131-2020, which is otherwise fixed for 12.09.2022, is taken up on Board today itself.

CWP-3131-2020

Learned counsel for the applicant-petitioner contends that the payment sought for by the petitioner in the instant petition already stands released and he has instructions to withdraw the present petition.

Dismissed as withdrawn.

August 29, 2022
seema

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No