

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

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**CWP-22734-2019 (O&M)
Date of decision: 29.09.2022**

RAM CHANDER

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

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

Present:- Mr. S.K. Bawa, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

The present petition has been filed under Articles 226/227 of the Constitution of India for issuance of writ in the nature of Certiorari to quash order dated 28.05.2019 (Annexure P-6) passed by respondent No.4 vide which petitioner has been directed to illegally deliver the possession of land which has already been delivered vide rapat dated 12.02.2019. (Annexure P-3)

Learned counsel appearing on behalf of the petitioner fairly submits that the suit for permanent injunction against the purported act of taking possession of the land of the petitioner is already pending and that even an application under Order 39 Rule 1 and 2 of the Civil Procedure Code stands filed.

Since disputed questions of fact are involved and the matter pertains to a Civil Court decree qua which proceedings are already pending before the Civil Court, learned counsel seeks permission to withdraw the present petition with liberty to take recourse

to the alternative remedy available to him in accordance with law.

Dismissed as withdrawn with liberty as aforesaid.

(VINOD S. BHARDWAJ)
JUDGE

SEPTEMBER 29, 2022

Vishal sharma

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No