

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

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CWP-23220-2022

Date of decision: 11.10.2022

HEERA LAL @ HAPPY

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

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

Present:- Mr. Shivam Garg, Advocate for
Mr. Lalit Singla, Advocate
for the petitioners.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India seeking for issuance of a writ or directions in the nature of Certiorari for quashing of case bearing FIR No. 0125 dated 16.11.2018 registered under Sections 278/281 of the Indian Penal Code, 1860 and Section 39 of the Air (Prevention & Control of Pollution) Act, 1981 at Police Station Khanauri (Annexure P-1). A further challenge is also made to the final report submitted by the Investigating Agency under Section 173 Cr. P.C.

Considering the fact that an efficacious alternative remedy in the form of approaching this Court by filing a criminal miscellaneous petition under Section 482 Cr. P.C is available to the petitioner, he seeks permission to withdraw the instant petition with liberty to file an appropriate petition on the same cause of action.

Dismissed as withdrawn with liberty as aforesaid.

**(VINOD S. BHARDWAJ)
JUDGE**

OCTOBER 11, 2022

Vishal sharma

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