

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

105

CWP-25944-2021.

Date of Decision: 20.04.2022.

Charanjit Singh and another

....Petitioners.

Versus

State of Punjab and others

....Respondents.

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH
HON'BLE MR. JUSTICE LALIT BATRA**

Present: Mr. Ajaivir Singh, Advocate and
Ms. Shazia K. Singh, Advocate for the petitioners.

Amol Rattan Singh, J. (Oral)

On 13.01.2022 the following order had been passed by this
court:-

“CM-343-CWP-2022

This case has been taken up through Video Conferencing
via Webex facility in the light of Pandemic Covid-19 situation
and as per instructions.

Application is allowed as prayed for.

The accompanying reply to the legal notice dated
05.08.2021 that had been served on behalf of the petitioner is
taken on record as Annexure P-7.

Application disposed of.

Main case

Learned Senior counsel seeks time to complete
instructions and to re-concile the situation as regards the
opening/shutters reflected in the site plan at Annexure P-5 as
opposed to condition Nos.1 and 2 in the alleged approval vide
memo dated 15.12.1975 from the office of Executive Officer,
Municipal Corporation, Phagwara at Annexure-2.

List on 11.02.2022. .”

Today learned counsel for the petitioners submits that though they have applied to the Municipal Corporation, Phagwara, for relevant documents, they have still not been made available to them and therefore, the petitioners may be allowed to withdraw the present petition with liberty to file a fresh one on the same cause of action upon obtaining the necessary documents.

Without making any comment whatsoever on the merits of the case, the petition is ordered to be dismissed as having been withdrawn with the aforesaid liberty provided such fresh petition is filed within one month of today and in any case as and when it is filed, it would be considered obviously wholly only on its own merits.

All respondents before whom any application for supply of documents/information has been made by the petitioners, are directed to supply the said documents/information within 15 days.

(AMOL RATTAN SINGH)
JUDGE

(LALIT BATRA)
JUDGE

20.04.2022
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Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No