

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-5848-2019(O&M)

Date of decision : 08.05.2023

Phool Kanwar

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present:- Mr. Raghav Goel, Advocate
for the applicant-petitioner.

Ms.Rajni Gupta, Addl.A.G. Haryana
for respondents no.1 to 8.

VIKAS BAHL, J.(ORAL)

CM-7202-CWP-2023

1. This is an application under Order 9 Rule 9 CPC read with Section 151 CPC for restoration of the writ petition.

2. For the reasons stated in the application, which is duly supported by an affidavit, the application is allowed and the order dated 20.03.2023 is recalled and the main petition is ordered to be restored at the its original stage and the main petition is taken on Board today itself for hearing.

CWP-5848-2019

1. This is a civil writ petition filed under Article 226 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing of the impugned letter dated 13.02.2019 (Annexure P-14) as well as consequential FIR no.90 dated 27.02.2019 registered under Sections

409/420/468/471 IPC at Police Station Sadar Sonapat (Annexure P-15) and all other consequential proceeding arising therefrom.

2. Learned counsel for the petitioner has submitted that since in the present case, the FIR has already been registered, thus, he seeks to withdraw the present writ petition with liberty to file an appropriate proceeding to challenge the registration of the FIR.

3. In view of the above, the present petition is dismissed as withdrawn with the aforesaid liberty.

4. It is made clear that this Court has not opined on the merits of the case and if any independent petition is filed by the petitioner, the same would be considered, in accordance with law.

(VIKAS BAHL)
JUDGE

May 08, 2023
Davinder Kumar

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