

CRM-M-13998 of 2023

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

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**CRM-M-13998 of 2023
Date of Decision:20.03.2023.**

Satinder Singh

.....Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Parminder Singh, Advocate
for the petitioner.

VIKRAM AGGARWAL, J. (ORAL)

Learned counsel for the petitioner contends that despite order dated 04.12.2020 having been passed by the Sub Division Magistrate, Gharaunda, setting aside the proceedings pursuant to the previous notice under Section 145(1) Cr.P.C., Kalandra has again been submitted qua the same dispute and the same land.

Learned counsel for the petitioner prays that he may be permitted to withdraw the present petition with liberty to assail the said proceedings before the Sub Division Magistrate, Gharaunda, again bringing to his notice the previous order dated 04.12.2020, passed by the Sub Division Magistrate, Gharaunda. He submits that the petitioner apprehends that the previous order may not be taken into consideration by the concerned authority as the Sub Division Magistrate, Gharaunda changed.

The prayer of the petitioner is accepted.

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The present petition is permitted to be withdrawn with liberty to the petitioner to raise all pleas before the Sub Division Magistrate, Gharaunda, and also bring to his notice the previous order dated 04.12.2020.

In the event of the petitioner pursuing his remedy before the Sub Division Magistrate, Gharaunda, and presenting the previous order 04.12.2020, the Sub Division Magistrate, Gharaunda, shall look into the same considering the fact that vide previous order dated 04.12.2020, proceedings under Section 145(1) Cr.P.C., had been dropped.

March 20, 2023
R. sharma

(VIKRAM AGGARWAL)
JUDGE

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