

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

CWP-6937-2023

DATE OF DECISION: 04.07.2023

RAJEEV BANSAL AND ANOTHER

.....PETITIONERS

VS.

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Aakash Singla, Advocate, for the petitioners.

Mr. V.G.Jauhar, Additional A.G., Punjab.

G.S.SANDHAWALIA, J. (ORAL)

1. In pursuance of the earlier order, Mr. Jauhar has placed on record a communication, dated 30.06.2023, whereby the penal interest of ₹3,67,466/- has been waived off on account of delay of 484 days in offering possession. However, since there is a demand of an outstanding amount of ₹13,98,688/- on account of pending installments along with penal interest, the petitioner has apparently represented on 03.07.2023 for break up of the amount.

2. Keeping in view the above, counsel for the petitioners submits that he may be permitted to withdraw the present writ petition and file a fresh one if any cause of action accrues regarding the amount which is now demanded. Apparently after perusal of impugned notice, dated 30.12.2022 (Annexure P-18), it transpires that the petitioner was a defaulter of balance 4th, 5th and 6th installment of the balance amount of the plot. Similarly as per

notice dated 11.10.2021 (Annexure P-14), a sum of ₹10,76,020/- as balance installment had been demanded for him.

3. In such circumstances, if any cause of action still survives, the petitioners can file a fresh petition.
4. Dismissed as withdrawn with the aforesaid liberty.

(G.S. SANDHAWALIA)

JUDGE

July 04, 2023

(HARPREET KAUR JEEWAN)

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JUDGE

Whether Speaking	Yes
Whether Reportable	No