

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CM-9986-CWP-2023 in/and
CWP-8129-2023
Date of decision: 02.06.2023

PAYAL MALHOTRA AND OTHERS

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Rahul Gautam, Advocate
for the petitioners.

Mr. Vivek Saini, Addl. A.G. Haryana.
For respondents No.1 to 3.

Mr. Yogesh Vashisht, Advocate
for respondents No.4 to 7.

VINOD S. BHARDWAJ, J. (Oral)

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The instant application has been filed under Section 151 of the Code of Civil Procedure, 1908 for seeking withdrawal of the captioned writ petition in order to file an appropriate application under Section 75 of Indian Lunacy Act before the competent forum.

He further contends that he beseeches the Court to issue a direction that in the event of any such application being preferred before the District Forum under Section 75 of Indian Lunacy Act, the same may be considered expeditiously.

Notice of the application.

Mr. Vivek Saini, Addl. A.G. Haryana appears and accepts

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notice on behalf of respondents No.1 to 3.

Mr. Yogesh Vashisht, Advocate appears and accepts notice on behalf of respondents No.4 to 7 and has no objection to the application being allowed.

Accordingly, the application is allowed and the main case i.e. CWP-8129-2023 is pre-poned from 13.07.2023 and is taken up on Board today itself.

CWP-8129-2023

In view of the CM-9986-CWP-2023 filed by the applicant-petitioner for seeking withdrawal of the instant writ petition so as to prefer an appropriate application before the District Court under Section 75 of the Indian Lunacy Act, the present petition is disposed of as withdrawn with liberty as aforesaid.

Needless to mention that in the event of any such application being preferred before the competent Court, an expeditious decision shall be taken thereupon in accordance with law after affording an opportunity to the respective parties.

**(VINOD S. BHARDWAJ)
JUDGE**

JUNE 02, 2023

Vishal sharma

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