IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(228)

CWP-11106-2020
Date of decision: - 19.05.2023

Yogender

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Parveen Kumar, Advocate
for Mr. Abhimanyu Singh, Advocate
for the petitioner.

Mr. Rajneesh Chadwal, AAG, Haryana
for respondents No.1 to 4.

Mr. Rakesh Gupta, Advocate
for respondent No.5.

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VIKAS BAHL, J. (ORAL)

1. This writ petition has been filed under Articles 226/227 of the Constitution of India for the issuance of a writ in the nature of certiorari for quashing of the impugned order dated 25.06.2019 (Annexure P-3 Colly.) passed by respondent No.2 whereby the surplus land measuring 27 kanal 04 marla has been reallotted to the father of respondent No.5.

2. On 12.05.2023, this Court was pleased to pass the following order: -

"Learned State counsel has pointed out that in the present case the impugned order has been passed by the SDO (Civil)-cum-Prescribed authority and there is an alternative remedy against the

NARESH KUMAR
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I attest to the accuracy and
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said impugned order under Section 18(1) of the Haryana Ceiling on Land Holding Act, 1972.

Learned counsel for the petitioner prays for a short adjournment to get instructions in the matter.

Adjourned to 19.05.2023.

To be taken up at 1.45 PM.

(VIKAS BAHL)
May 12, 2023 ***JUDGE"***

3. Learned counsel for the petitioner in view of the above seeks to withdraw the present writ petition with liberty to file an appeal in accordance with law. It is prayed that since the petitioner was pursuing the present remedy, therefore, in case the petitioner files an appeal within a period of 30 days from today, then, the appellate authority be directed not to dismiss the said appeal solely on the ground of limitation.

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 In view of the above, the present writ petition is dismissed as withdrawn, with the aforesaid liberty.

5. In case the petitioner files an appeal within a period of 30 days from today, then, the appellate Court would not dismiss the said appeal solely on the ground of limitation.

(VIKAS BAHL)
May 19, 2023 **JUDGE**
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Whether reasoned/speaking? Yes/No
Whether reportable? Yes/No

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