

124

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

CWP-10908-2023

Date of decision: 18.05.2023

Kripal Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

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

Ms. Rajni Gupta, Addl. A.G., Haryana
for respondent Nos.1 to 4.

VIKAS BAHL, J. (ORAL)

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 setting aside the order dated 12.04.2022 (Annexure P-1) passed by the Court of Commissioner, Faridabad-respondent No.2.

2. Learned State Counsel has pointed out that in the present case, an application filed by the landowner under Section 14-A(i) for the ejectment of a tenant is of dated 06.07.2016 i.e., prior to the amendment dated 10.04.2017 in Section 16 of the Haryana Land Revenue Act, 1887 and thus, the revision petition would be maintainable before the Financial Commissioner. He has relied upon the order dated 12.05.2017 passed by a Coordinate Bench of this Court in CWP-10182-2017 titled as *Smt. Rajesh*

and others Vs. State of Haryana and others, judgment dated 21.11.2022 passed by a Coordinate Bench of this Court in ***CWP-19481-2022*** titled as ***Ramesh Vs. State of Haryana and others*** as well as judgment passed by a Coordinate Bench of this Court in ***Ram Gopal Vs. State of Haryana and others***, reported as ***2009(11) RCR (Civil) 336***.

3. Learned counsel for the petitioner has submitted that in view of same, he seeks permission of this Court to withdraw the present Civil Writ Petition with liberty to the petitioner to file revision petition before the Financial Commissioner.

4. In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

18.05.2023*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:- Yes/No****Whether reportable:- Yes/No**