

CM-13502-CWP-2023 and
CM-13503-CWP-2023 in/and
CWP-13562-2022

-1-

2023:PHHC:109415

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(101)

CM-13502-CWP-2023 and
CM-13503-CWP-2023 in/and
CWP-13562-2022
Date of decision: - 21.08.2023

Mohd. Sahid and another

....Petitioners

Versus

District Collector-cum-Tribunal President and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mohd. Arshad, Advocate
for the applicant-petitioners.

Ms. Rajni Gupta, Additional Advocate General, Haryana
for respondents 1 and 2.

VIKAS BAHL, J. (ORAL)

1. Application bearing CM-13503-CWP-2023 has been filed under Section 151 CPC for withdrawing the main writ petition, which is stated to be listed for hearing on 16.11.2023 and another application bearing CM-13502-CWP-2023 has been filed under Section 151 CPC for refunding of amount of Rs.96,000/-, which is stated to have been deposited by the applicant-petitioner before this Court in compliance to the order dated 04.07.2022.

2. Learned counsel for the applicant-petitioners has submitted that the main writ petition has been filed for quashing of order dated

15.07.2020 (Annexure P-2) whereby respondent No.2 had passed the order of eviction against the applicant-petitioners. It is further submitted that the matter has been settled between the applicant-petitioners and respondent No.3, who is father of the applicant-petitioners and in view of the same, the applicant-petitioners do not wish to proceed with the present litigation and seek to withdraw the main writ petition. It is also submitted that although CM-13502-CWP-2023 has been filed for refunding of amount of Rs.96,000/- to the applicant-petitioners, but the applicant-petitioners have no objection in case the Registry of this Court is directed to release the said amount to respondent No.3, who is father of the applicant-petitioners.

3. Learned State counsel has submitted that in view of the submissions made by learned counsel for the applicant-petitioners, the respondent-State has no objection in case the case is preponed from 16.11.2023 to today itself and the applicant-petitioners are permitted to withdraw the main writ petition.

4. Keeping in view the above-said facts and circumstances, the main writ petition is preponed from 16.11.2023 to today and the application bearing CM-13503-CWP-2023 is allowed and the applicant-petitioners are permitted to withdraw the present writ petition.

5. In view of the above, the main writ petition is dismissed as withdrawn, as prayed for.

6. Application bearing CM-13502-CWP-2023 is disposed of with a direction to the Registry of this Court to release the said amount,

which has been deposited by the applicant-petitioners in compliance of
the order dated 21.07.2022, to respondent No.3.

August 21, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes
Whether reportable?	No