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

CM-1470-CWP-2023 in/and
CWP-15968-2022 (O&M)
Date of decision : 31.01.2023

Harish Kumar Vaid

...Petitioner

Versus

Municipal Corporation, Faridabad

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. J.P. Rana, Advocate for the applicant/petitioner.

VIKAS BAHL, J. (ORAL)

CM-1470-CWP-2023

Application is allowed, as prayed for.

Affidavit of the petitioner and photographs showing the current position of developments on the site are taken on record, subject to all just exceptions.

Main case

This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondent-Municipal Corporation, Faridabad to take final decision with respect to the legal notice dated 08.08.2019, whereby, the petitioner has sought refund of Rs.14,50,000/- alongwith interest.

Learned counsel for the petitioner has submitted that since, as per Clause 17 of the agreement dated 27.04.2012 (Annexure P-1), there is an arbitration clause, thus, he seeks permission of this Court to withdraw the present Civil Writ Petition with liberty to pursue the said remedy.

In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

31.01.2023
Pawan

(VIKAS BAHL)
JUDGE

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