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

CWP-15907-2015

Date of decision : 13.02.2023

Yogender

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Neeraj Gupta, Advocate for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana
for respondent Nos.1 to 4.

Mr. Rahul Dhanda, Advocate for
Ms. Richa Indal, Advocate for respondent No.5.

VIKAS BAHL, J. (ORAL)

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 certiorari for quashing of order dated 22.07.2015 (Annexure P-4) whereby respondent No.5 has been reinstated on the post of Sarpanch and also to initiate criminal proceedings against respondent No.5 as a report dated 06.06.2014 (Annexure P-1) has been filed by the Block Development and Panchayat Officer, Sohna.

Learned State Counsel has submitted that primary challenge in the present Civil Writ Petition is to the reinstatement of respondent No.5

and the tenure of respondent No.5 has elapsed and thus, with respect to the said prayer, the present Civil Writ Petition has been rendered infructuous.

Learned counsel for the petitioner has submitted that the petitioner would like to initiate proceedings for recovery/challenging the allotment of plots by respondent No.5 to brother of respondent No.5 and also to initiate the criminal proceedings before the appropriate forum and thus, seeks permission of this Court to withdraw the present Civil Writ Petition with liberty to avail alternate remedy, in accordance with law.

In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

It is made clear that this Court has not opined on the merits of the case and in case, any such proceedings, civil or criminal are instituted, the same shall be considered independently, in accordance with law.

13.02.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No