

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

209

**CWP-12056-2017 (O&M)
Date of Decision: 17.01.2023**

DEEPAK KUMAR

... Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. S.K. Sharma Budhladawale, Advocate
for the petitioner.

Mr. Vishnav Gandhi, DAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition has been filed under Articles 226/227 of the Constitution of India, 1950 for issuance of a writ in the nature of Mandamus directing the respondent to either return the alleged excess payment retained by them alongwith 10% security amount deposited for exercising fishing rights for effective 10½ months or to grant additional period to the petitioner.

Learned counsel for the petitioner contends that he had submitted a representation before the competent-Authorities of the respondents as per the contract vis. The Chief Engineer (RSDC) as per clause 24 of the letter of allotment.

Learned State Counsel contends that a decision on the said representation has already been taken by the Chief Engineer on 11.08.2017 and the same is duly appended alongwith the reply filed by the respondent No.2 on 24.08.2017 and that the said decision has not been challenged by the petitioner.

Faced with the above, learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to raise appropriate challenge to the speaking order dated 11.08.2017 allegedly passed by the Chief Engineer and appended with the reply filed by respondent No.2 in the present petition.

Disposed of as withdrawn with the liberty as aforesaid.

Other misc. application(s), if any, also stand(s) disposed of accordingly.

17.01.2023.
rajender

(VINOD S. BHARDWAJ)
JUDGE

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