

CM-18743-CWP-2023 in/and
CWP-15367-2017

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107+242 (5)

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

CM-18743-CWP-2023 in/and
CWP-15367-2017
Date of Decision: 03.11.2023

M/s Mittal Merchants

..... Petitioner

Versus

Presiding Officer, Industrial Tribunal, Patiala and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Rajeev Godara, Advocate
for the applicant/petitioner.

None for respondent No.2.

HARSH BUNGER J. (ORAL)

CM-18743-CWP-2023:

Prayer in the present application is for withdrawal of main case, i.e. CWP-15367-2017, as the applicant/petitioner is not able to find any other address/correct address of respondent No.2. A further prayer has been made to direct the Registry to transfer the amount, deposited by the applicant/petitioner in view of order dated 17.07.2017 passed by this Court, to the Executing Court or to refund the amount to applicant/petitioner.

Learned counsel for the applicant/petitioner submits that any other address/correct address of respondent No.2 is not traceable, therefore, he may be permitted to withdraw the main case, being CWP-15367-2017.

Keeping in view the aforesaid submission made by learned

counsel for the applicant/petitioner as well as the reasons mentioned in the application, the same is allowed and CWP-15367-2017 is permitted to be withdrawn. Further, the Registry is directed to forward the amount deposited by the applicant/petitioner, in terms of order dated 17.07.2017 passed by this Court, to the concerned Executing Court.

Application is disposed of in the aforesaid terms.

CWP-15367-2017:

Prayer in the present petition filed under Articles 226/227 of the Constitution of India is for quashing of order dated 19.01.2017 (Annexure P-13) passed by the Presiding Officer, Industrial Tribunal, Patiala (respondent No.1). A further prayer has been made for issuance of writ of prohibition against respondent No.2 by directing the Labour Inspector, Gobindgarh to not execute order dated 19.01.2017 (Annexure P-13).

In view of the order passed in CM-18743-CWP-2023, the present petition is dismissed as withdrawn.

All pending application(s), if any, shall also stand closed.

03.11.2023
Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No