

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

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**CM-2171-CWP-2023 &
CM-2172-CWP-2023 IN/AND
CWP-20984-2019 (O&M)
Date of Decision: 02.03.2023**

JILEY SINGH AND OTHERS

... Petitioners

VERSUS

RAJESH AND OTHERS

... Respondents

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

Present: Mr. Baljeet Beniwal, Advocate
for the applicants-petitioners.

VINOD S. BHARDWAJ, J. (ORAL)

CM-2171-CWP-2023 & CM-2172-CWP-2023

CM-2172-CWP-2023 has been filed for seeking restoration of the main writ petition, which was dismissed for non-prosecution by this Court vide order dated 18.10.2022 and CM-2171-CWP-2023 has been filed for seeking condonation of 69 days' delay in filing the aforesaid application for restoration.

For the reasons mentioned in the applications, the same are allowed subject to payment of Rs.2,000/- as costs to be deposited with Punjab and Haryana High Court Bar Clerks Association, Chandigarh within a period of two weeks from today. Accordingly, the delay of 69 days stands condoned, and the consequently, the main writ petition is ordered to be restored to its original number.

The same is taken on the Board today itself.

MAIN CASE

The present writ petition has been filed under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Certiorari raising a challenge to the Award dated 09.09.2017 (Annexure P-5) passed by the respondent No.8- Permanent Lok Adalat (Public Utility Services), Palwal.

It is not disputed that the petitioners were not the party to the aforesaid litigation and as such, the present writ petition against the abovesaid Award is misconceived. The petitioners would have independent right of seeking declaration qua their rights as well as the fact that the above said Award is not binding qua the rights of the petitioners.

In view of the above, learned counsel for the petitioners seeks withdrawal of the present petition with liberty to the petitioners to take recourse to the alternative efficacious remedy available to them in accordance with law.

Disposed of as withdrawn with the liberty as aforesaid.

02.03.2023
rajender

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No