

Date of decision: 11.04.2023

.....Petitioner

.....Respondents

Mr. Nakul Sharma, Advocate
for respondent No.5.

Short reply on behalf of respondent No.5 has been filed today in the Court which is taken on record and a copy of the same has been supplied to learned counsel for the petitioner.

CWP-20484-2020

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Written statement on behalf of respondents No.1 to 4, 6 & 7 has been filed today in the Court which is taken on record and a copy of the same has been supplied to learned counsel for the petitioner.

Learned counsel appearing for the respondents-State as well as private respondents have submitted that a perusal of all the orders would show that only the proceedings under Section 216 have been initiated and no order under Section 216 (2) has been passed and the same would be passed in accordance with law after following due procedure as prescribed thereunder. It is submitted that even the order passed under Section 216 (2) is appealable under Section 216 (3) and thus, the present petition is not maintainable. It is submitted that the pleas raised by the petitioner would be considered in accordance with law before passing of the final order.

Learned counsel for the petitioner has submitted that in view of the stand taken by the respondents, petitioner may be permitted to withdraw the present petition with liberty to take up all the pleas in accordance with law before the authorities.

In view of the statement made by learned counsel for the petitioner, the present CWP-20484-2020 is dismissed as withdrawn with liberty aforesaid.

11.04.2023
Neha

(VIKAS BAHL)
JUDGE

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