

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

(212)

CWP-2136-2021

Date of decision: - 15.11.2023

Shiva @ Shiv Dutt Kumar and another

....Petitioners

Versus

Assistant Collector, 2nd Grade, Faridabad and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Mudit Johar, Advocate
for Mr. Abhimanyu Singh, Advocate,
for the petitioners.

Mr. Amandeep Joshi, DAG, Haryana.

Mr. Ram Bilas Gupta, Advocate
for respondent No.2.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned order dated 28.05.2019 (Annexure P-3) passed by the Sub-Divisional Magistrate, Balabhgarh, District Faridabad, vide which the petitioners had been directed to vacate the premises in question.

2. Learned counsel for the petitioners has pointed out that since as per the report of the patwari, it had been found that the present petitioners were not residing at the premises in question and also the fact that no interim had been granted in favour of the petitioners and the petitioners have not contacted to him, thus, the present writ petition be

disposed of as having been rendered infructuous, but liberty be granted to the petitioners to revive the present writ petition in case any cause survives.

3. In view of the above, the present writ petition is disposed of as having been rendered infructuous, however, liberty is granted to the petitioners to move an application for revival of the present writ petition in case any cause survives.

November 15, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No