

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

**219**

**CWP-29618-2018 (O&M)  
Date of Decision : February 28, 2023**

**BABU SINGH**

**-Petitioner**

**V/S**

**DIRECTOR LAND RECORDS, PUNJAB, JALANDHAR AND OTHERS**

**-Respondents**

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR  
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. G.S. Nagra, Advocate  
for the petitioner.

Mr. Maninder Singh, DAG, Punjab.

Mr. Satyam Arora, Advocate for  
Mr. Anil Kumar Sharma, Advocate  
for the respondent Nos.2 and 3.

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**SURESHWAR THAKUR, J.(ORAL)**

1. The learned counsel for the petitioner seeks leave to withdraw the instant writ petition.
2. Permission granted.
3. Consequently, the extant writ petition is dismissed as withdrawn. However, as prayed for by the learned counsel for the petitioner, he is permitted to institute a civil suit before the learned Civil Judge concerned, claiming therein a declaratory relief for his exercising the easmentary rights on the servient heritage concerned, but, on the basis of prescription, custom, and, necessity.

**(SURESHWAR THAKUR)  
JUDGE**

**(KULDEEP TIWARI)  
JUDGE**

**February 28, 2023  
devinder**

|                                   |          |               |
|-----------------------------------|----------|---------------|
| <b>Whether speaking/reasoned.</b> | <b>:</b> | <b>Yes/No</b> |
| <b>Whether Reportable</b>         | <b>:</b> | <b>Yes/No</b> |