

**JOGINDER SINGH AND ORS.
V/S
STATE OF HARYANA AND ORS.**

Present: Mr. U.K. Agnihotri, Advocate with
Mr. Vikas Katal, Advocate
Mr. A.K. Agnihotri, Advocate,
Mr. Anshul Agnihotri, Advocate
for the petitioners.

Mr. Amit Aggarwal, DAG, Haryana.

Mr. Pardeep Balyan, Advocate for
Mr. R.S. Malik, Advocate
for the respondent No.4.

1. After arguing for some time, the learned counsel for the petitioners submits that, in case, the petitioners are permitted to institute an application, under Order 39 Rules 1 and 2 CPC, before the remandee court concerned, claiming therein, interim relief against the petition lands being encumbered or alienated in any manner by the Gram Panchayat concerned, thereupon, he has instructions to withdraw the writ petition. After accepting the above submission, this Court proceeds to **dismiss** the petition **as withdrawn**, but, only subject to the above liberty being granted to the petitioners. It is clarified that till the above application is preferred, but within 2 weeks, before the remandee court concerned, thereupto, the Gram Panchayat may not take to alienate or encumber in any manner the petition lands.

**(SURESHWAR THAKUR)
JUDGE**

**(KULDEEP TIWARI)
JUDGE**

January 10, 2023
devinder