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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45665-2022
DECIDED ON: 31.01.2023

RAKESH KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Liaqat Ali, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

The aforesaid petition was taken on 12.10.2022, wherein interim protection was granted to the petitioner.

Mr. Vishal Deep Goyal, Advocate has put in appearance on behalf of complainant and filed Vakalatnama, which is taken on record.

Today, the learned State counsel has pointed out that under the SC & ST Act, in fact, an appeal has been preferred against the order dated 02.06.2022 which is an appealable order.

Learned counsel for the petitioner has relied upon an order dated 07.07.2022 which is attached as Annexure P-8 to the present petition.

Faced with the circumstances, the learned counsel for the petitioner makes an oral request to treat the present petition as an appeal but the same is not viable as the appellate branch in this Court is totally different which needs record of the appeal separately and, therefore, he is allowed to withdraw the same with liberty to file fresh as an appeal.

Dismissed as withdrawn with the aforesaid liberty.

(SANDEEP MOUDGIL)
JUDGE

31.01.2023

Meenu

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*