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

CM-7203-CWP-2024 in/and
CWP-8482-2024 (O&M)
Date of decision: 30.04.2024

Jatinder Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Ms. Shairon Tyagi, Advocate and
Mr. Kartik, Advocate for the petitioner.

Mr. TPS Walia, AAG, Punjab.

Ms. Priyanka Goyal, Advocate for
Ms. Monica Chhibber Sharma, Advocate for respondent No.2.

VIKAS BAHL, J. (ORAL)

CM-7203-CWP-2024

1. This is an application filed under Section 151 CPC for restoration of the case and recalling of the order dated 18.04.2024.
2. Learned counsel for the applicant-petitioner has submitted that the petitioner had earlier withdrawn the writ petition with liberty to challenge the order dated 16.04.2024 and also Clause 3.2 of the Academic Regulations of the University of MBA course but now seeks recalling of the said order as he only wishes to challenge the order dated 16.04.2024 and does not want to press his prayer for challenging the Clause 3.2 of the

Academic Regulations of the University of MBA course.

3. In view of the same, the present application is allowed and order dated 18.04.2024 is recalled and the main case is restored to its original number and is taken up on Board today itself for final disposal.

Main case

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing the respondents to allow the petitioner to sit for the final exams for the MBA International Business (Final Year) and condone the shortage of attendance of lectures of the petitioner on the basis of the grounds mentioned therein.

2. Learned counsel for the petitioner has submitted that during the pendency of the present writ petition, the order dated 16.04.2024 has been passed by the Office of Dean (Academics) and he seeks permission of this Court to withdraw the present writ petition with liberty to the petitioner to file a fresh petition after laying challenging to the said order dated 16.04.2024.

3. In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

4. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

30.04.2024

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No