

2024PHHC:151091



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

CWP-29038-2024 (O&M)

Date of Decision: 19.11.2024

Devinder Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Sunil Chadha, Senior Advocate assisted by
Mr. Akshay Chadha, Advocate and
Ms. Taarvi Dhull, Advocate
for the petitioner.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Certiorari to set aside impugned orders dated 10.07.2024 (Annexures P-4 and P-5) passed by the learned Assistant Collector, 1st Grade-cum-Sub Divisional Magistrate, Fatehgarh Sahib; whereby Mutation Nos.3240 and 3424 have been cancelled.

1.1 A further prayer has been made to restore order dated 27.01.2016 (Annexure P-6) passed by the learned Assistant Collector, 1st Grade, Fatehgarh Sahib and order dated 26.03.2021 (Annexure P-3) passed by the learned Collector, Sub Divisional, Fatehgarh Sahib.

2. Learned senior counsel representing the petitioner, after arguing for some time, submits that he may be permitted to withdraw the instant writ petition with liberty to the petitioner to avail his remedy of appeal against the impugned orders dated 10.07.2024 (Annexures P-4 and P-5), in accordance with law.

3. In view of the aforesaid submissions made by learned counsel for the petitioner, the present writ petition is dismissed as withdrawn with liberty to the petitioner to avail his remedy of appeal against the impugned orders dated 10.07.2024 (Annexures P-4 and P-5) passed by the learned Assistant Collector, Ist Grade-cum-Sub Divisional Magistrate, Fatehgarh Sahib; within a period of two weeks from today, in accordance with law.

3.1 In case, any such appeal is filed within the stipulated period of two weeks from today then the petitioner would also be entitled to file an appropriate application seeking condonation of delay in filing the said appeal; considering the fact that the matter had been pending consideration before this Court.

4. All pending application(s), if any, shall also stand closed.

19.11.2024*Apurva***(HARSH BUNGER)
JUDGE**

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No