

2024:PHHC:151336



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

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**CWP-18773-2018 (O&M).
Date of Decision: 19.11.2024.**

VIJAY KUMAR AND OTHERS

... Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Prabhjot Singh, Advocate,
for the petitioners.

Ms. Akshita Chauhan, DAG, Punjab,
for respondents No.1 and 3.

Mr. Kavinder S. Chhibber, Advocate, for
Mr. Tarunveer Singh Lehal, Advocate,
for respondents No.2 and 4.

None for private respondents No.5 to 8.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer made in the present petition was for directing the respondents No.2 and 3 to decide the representations dated 09.09.2014, 19.12.2017 and 10.01.2018 (Annexures P-5 to P-7 respectively) submitted by the petitioners alleging that private respondents No.5 to 8 were illegally collecting rent from the petitioners.

2 Learned counsel appearing for the respondents-Improvement Trust contends that the present petition is a proxy litigation at the behest of

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the landlords. They contend that some of the property was acquired by the Improvement Trust and that the eviction petition(s) had been preferred by the landlords as well as the Improvement Trust. It is submitted that the present petition was filed by concealing the said aspects and an interim order was obtained by them. Later on the proceedings pending before the Rent Controller/Executing Court were permitted to continue.

3 Learned counsel appearing for the respondents-Improvement Trust, by referring to the reply filed on behalf of the Improvement Trust, further submits that the land on which the petitioner No.3 was in possession was never a subject matter of acquisition and that the eviction orders had already been passed against the petitioner. It is pointed out that respondent having succeeded in eviction petitions, continuation of the present writ petition is a waste of judicial time.

4 In view of the said circumstances, counsel for the petitioners seeks withdrawal of the present petition.

5 Counsel appearing for the respondents have no objection to the same.

6 Dismissed as withdrawn.

7 Pending misc. application(s), if any, shall also stand(s) disposed of accordingly.

November 19, 2024.
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No