

2024:PHHC:107773-DB



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(105)

CM-4588-LPA-2024 in/and
LPA-1940-2023 (O&M)
Decided on : 22.08.2024

Madan Mohan

.....Appellant(s)

Versus

Commissioner, Ambala Division, Ambala Cantt. & others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MRS.JUSTICE MEENAKSHI I. MEHTA**

Present: Mr.Madan Mohan, applicant/appellant-in-person.

Mr. Ankur Mittal, Addl.A.G., Haryana
Mr. Saurabh Mago, DAG, Haryana.

Ms.Sumitra, Advocate, for
Mr.Vikram Singh, Advocate, for respondent No.6.

Mr.S.S.Swaich, Advocate, for applicant in CM-2240-LPA-2024.

G.S. Sandhawal, J.(Oral)

CM-4588-LPA-2024

1. Application has been filed for withdrawal of the main appeal on account of the matter having been amicably settled between the parties.
2. Notice of the application.
3. Mr.Mago and Ms.Sumitra, Advocate, for Mr.Vikram Singh, Advocate, for respondent-State and respondent No.6, accept notice.
4. The application is contested by Mr.Swaich who has filed application bearing CM-2240-LPA-2024 for impleading the applicant as party/respondent No.7, who was not party in the writ petition.

5. Accordingly, in view of the averments made in the application, duly supported by affidavit of the appellant, the hearing of the main appeal is preponed from 27.08.2024 to today and the main case is taken on Board.
6. CM stands disposed of.

Main case

7. We have perused the original writ petition filed and the identification proof which has been filed in support of the writ petition and also the applications for stay and withdrawal of the appeal to confirm the signatures of the appellant who is appearing in person and there seems to be no doubt regarding the signatures appended on the original writ petition and on filing of the present application and identification proof.
8. The controversy arises out of the dismissal of the writ petition which pertains to the mutation proceedings. The Learned Single Judge had granted liberty to the appellant to avail his further remedy before the Financial Commissioner in accordance with law while dismissing the writ petition which is now subject matter of appeal. The appellant does not wish to press the present appeal.
9. Accordingly, keeping in view the same, we permit the withdrawal of the appeal and the present appeal is dismissed as withdrawn, without commenting on the merits of the case.

(G.S. SANDHAWALIA)
JUDGE

(MEENAKSHI I. MEHTA)
JUDGE

22.08.2024
Sailesh

Whether speaking/reasoned : Yes
Whether Reportable : No