IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No. 15237/2025
Decided on: 30.10.2025

Rama Sharma …Petitioner

Versus

State of H.P. & Ors. ….Respondents.

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Coram
Ms. Justice Jyotsna Rewal Dua, Judge.

Whether approved for reporting?[1]

For the petitioner:	**Mr. Naveen K. Bhardwaj, Advocate.**
For the respondents:	**Mr. L.N. Sharma, Additional Advocate General.**

***Jyotsna Rewal Dua*, J**

Seeking applicability of ***Madan Lal & Ors. Vs. State of H.P. & Anr.***[2] as affirmed in ***State of H.P. & Ors. Vs. Madan Lal & Ors.***[3]***,*** petitioner seeks decision of his representation dated 23.09.2024 (Annexure P-6) for refund of the amount alleged to have been wrongly recovered from him pursuant to a recovery notice dated 19.01.2012, which was statedly deposited by the petitioner on 18.03.2015. The writ record shows that the present petitioner was one of the petitioners in ***Inder Singh Bhardwaj & Ors. Vs. State of***

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1 *Whether reporters of the local papers may be allowed to see the judgment? yes*

2 CWPOA No. 7531/2019 decided on 30.12.2022
3 LPA No. 254/2023 decided on 27.12.2023

H.P. & Ors.[4] instituted for directing the respondents to consider the cases of the petitioners in light of the aforesaid decisions. The said petition was disposed of with direction to the respondents to consider the cases of the petitioners in light of decisions rendered in ***Madan Lal***[2] as also ***S.S. Chaudhary Vs. State of H.P. & Ors***[5]***.*** The issue of recovery of monetary benefits was also dealt with in ***Inder Singh Bhardwaj***[4]. Respondents were directed to pass appropriate orders within the time-line indicated therein.

In the instant case, neither any order pursuant to ***Inder Singh Bhardwaj***[4] has been placed on record, nor there is any challenge thereto.

2. At this stage, learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to file afresh, in accordance with law.

3. Granting such liberty, the present petition is dismissed as withdrawn. Pending miscellaneous applications, if any, shall also stand disposed of.

Jyotsna Rewal Dua
Judge

30th October, 2025(rohit)

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[4] CWPOA NO. 3523/2019 decided on 28.04.2023
[5] CWPOA No. 3145/2019 decided a/w connected matters on 24.03.2022