

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110

Civil Writ Petition No.22876 of 2016
Date of Decision: November 07, 2016

Civil Lines Welfare Society

....Petitioner

versus

The State of Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present: Mr. Manish Jain, Advocate
for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India, praying for issuance of a writ in the nature of mandamus directing respondents No.1 to 4 to take suitable action against respondents No.5 to 9 for illegally encroaching upon public property namely roads and parks as depicted in the site map (Annexure P-1).

2. After arguing for sometime, learned counsel for the petitioner submits that since certain questions of fact are required to be proved by leading evidence, therefore, he may be allowed to withdraw the present writ petition with liberty to the petitioner to approach the Civil Court by way of filing a civil suit or to avail the alternate remedy as may be available to it.

3. Dismissed as withdrawn. It shall, however, be open to the petitioner to take recourse to the remedies as may be available to it, in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

November 07, 2016
sonia gugnani

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No