

CP-1002
(4)

1.

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 109/2004

WRITE PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT OF
CERTIORARY, MANDAMUS, ETC. AND FOR FURTHER
APPROPRIATE DIRECTIONS OR ORDERS.

PETITIONERS

: Anil Kumar Lunia S/o. Shri Dharam
Chand Lunia, aged about 35 years,
Proprietor of Anil Traders, H-110
Padmanabhpur, District -
Durg (C.G.)

P. R. No. 95/04
Presented by Shri Shivraj Singh
dated 08.01.04

VERSUS

RESPONDENTS

- : 1. State of Chhattisgarh through the
Secretary, Forest Department,
Mantralaya, D.K.S. Bhawan,
Raipur (C.G.)
R.
2. Secretary, Department of Revenue,
Mantralaya, D.K.S. Bhawan,
Raipur (C.G.)
R.
3. Conservator of Forest, Kanker
(North Bastar), Kanker (C.G.).
R.
4. Divisional Forest Officer,
Bhanupratappur Division,
Bhanupratappur.
R.
5. The Range Officer, Bhanupratappur
East, Forest Division, Bhanupratappur.
R.

RECEIVED
Clerk to A. G. Bilaspur
08.01.04



आदेश पत्रक

W.P.No.109/04

(170)

मामला क्रमांक

सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
<p>7</p> <p>Rash</p>	<p><u>30/07/2004</u></p> <p>Shri Prafull Bharat, counsel for the petitioner.</p> <p>Shri Sumesh Bajaj, Deputy Government Advocate for the State.</p> <p>Heard on I.A.No.2993/2004 whereby the counsel for the petitioner has moved an application that he may be allowed to withdraw this writ petition.</p> <p>Counsel for the State has objection in allowing this application on the ground that the petitioner has already filed a Civil Suit in which he has obtained the stay. Therefore, he cannot be allowed to withdraw this writ petition and it should be dismissed.</p> <p>It is the settled law that the petitioner is the master of the petition and he can withdraw the petition whenever he wants. In this case the petitioner is not seeking any liberty. Moreover, as per the statement of the counsel for the respondent/State that the petitioner has already filed the Civil Suit, on that ground also the petitioner has availed the other remedy available to him under the law.</p> <p>I.A.No.2993/2004 is allowed.</p> <p>The writ petition is dismissed as withdrawn.</p>	<p>Sd/- L.C. Bhadoo Judge</p>

[पीछे देखिये]