

***IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH***

***CWP No.10290 of 2008***  
***Date of Decision: May 30,2008***

***Birender Yadav***

***.....Petitioner***

***Versus***

***State of Haryana and others***

***.....Respondents***

***Coram: Hon'ble Mr.Justice M.M.Kumar***  
***Hon'ble Mrs. Justice Sabina***

***Present:*** Mr.Vikas Mor,Advocate for the petitioner.

***\* \* \****

**M.M. Kumar, J.**

The present petition is directed against the order dated 27.5.2008 passed by the Executing Court i.e. Civil Judge, Junior Division, Mohindergarh. The further prayer for staying the aforementioned order has also been made.

At the hearing, learned counsel for the petitioner has prayed that some time be given for shifting the petrol pump and that he does not wish to challenge the order of the Executing Court.

After hearing the learned counsel for the petitioner, we find that such a prayer should have been made before the Executing Court itself or appropriate remedy to challenge the order should have been availed in the writ jurisdiction of this Court. There is no merit in the petition and the

same is dismissed.

At this stage, learned counsel for the petitioner requests for withdrawal of the petition.

Dismissed as withdrawn

( **M.M.Kumar** )  
**Judge**

( **Sabina** )  
**Judge**

**May 30, 2008**  
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