

**IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH**

S.B. Civil Writ Petition No.2899/08

Chirangi Lal Bairwa **Versus** State & Ors.

DATE OF ORDER : 29/05/2009

HON'BLE MR. JUSTICE AJAY RASTOGI

Mr. Keshav Agrawal, for petitioner

Ms. Raj Sharma, Addl. Govt. Counsel, for respondents

Application has been filed seeking permission for withdrawal of writ petition with liberty to avail remedy of appeal available under law. Ordered accordingly.

Counsel for petitioner submits because of pendency of instant petition, period of limitation has expired and that may cause prejudice to him.

Consequently, writ petition stands dismissed as withdrawn with liberty as prayed for. However, if an appeal is preferred along with application seeking condonation of delay, the authority may take note of the fact about pendency of petition and consider the same in accordance with law.

[AJAY RASTOGI], J.