

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

WP(C) No. 1447/2022

Chakarkour Singh Proprietor Hotel Pathnitop
Chenani, Udhampur

....Petitioner(s)/Appellant(s)

Through :- Mr. Ajaz Chowdhary, Advocate.

V/s

UT of J&K & Ors.

....Respondent(s)

Through :- Mr. Ravinder Gupta, AAG vice
Mr. Dewakar Sharma, Dy. AG

**Coram: HON'BLE MR. JUSTICE SANJEEV KUMAR, JUDGE
HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE**

**ORDER
31.10.2022**

Learned counsel for the petitioner fairly submits that although the order impugned in this petition is appealable before the appellate authority under the Indian Forest Act, yet he could not file the appeal before the Competent Authority in view of order dated 21.09.2020 passed in PIL No. 25 of 2017 titled *SAVE vs. State of J&K & Ors.* whereby forest authorities were restrained from entertaining any petition/application with regard to the forest land. It has been brought to our attention that the aforesaid order restraining the forest authorities from entertaining any petition has been lifted.

Faced with the aforesaid position, learned counsel appearing for the petitioner seeks leave of this Court to withdraw of this petition with liberty to avail remedy to file a statutory appeal under the Indian Forest Act. His statement is taken on record.

This petition is dismissed as withdrawn with liberty as prayed for.

Needless to say that in case the petitioner approaches the appellate authority with regard to his grievances, the same shall be considered in accordance with law. The petitioner shall also be at liberty to raise all the issues which he has raised in this petition before the appellate authority.

(RAJESH SEKHRI)
JUDGE

(SANJEEV KUMAR)
JUDGE

Jammu:
31.10.2022
Abinash

