

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

Date of decision:13.02.2015.

Manjit P.Singh

.....Petitioner

v.

M/s Bharat Saw Mills and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE JASWANT SINGH

Present:- Mr.Rakesh Bhatia,Advocate for the petitioner

Jaswant Singh,J.(Oral)

Managing Director/defendant no.2 of defendant no.1-
Company is in revision under Article 227 aggrieved by the order dated
3.1.2015 (P-6) passed by learned Additional Civil Judge (Senior
Division) Panchkula whereby his application under Order 7 Rule 11
CPC for dismissing the suit as not maintainable qua him, has been
dismissed.

It is apparent that the respondents/plaintiffs had filed a suit
for recovery of Rs.3,64,990/- on account of unpaid bills and a sum of
Rs.1,29,990/- as lease charges alongwith interest etc. Stand of
defendant no.2/petitioner is that the petitioner in his capacity as
Managing Director cannot be held personally liable for the said claims.
The learned trial Court has while dismissing the application recorded
that it cannot be ascertained at this stage as to whether the defendant
no.2 did any act for which he can be personally made liable towards

plaintiff. It has noticed that the said issue can only be decided after the evidence has been led by both the parties.

After arguing for sometime and having failed to convince the Court, learned counsel seeks permission to withdraw the present revision petition.

Dismissed as withdrawn.

13.02.2015
joshi

(Jaswant Singh)
Judge