

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

Civil Revision No.1243 of 2015

Date of Decision: 21.02.2015

Umed Singh and others

..... Petitioners

Vs.

Som Dev and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Amit Khatkar, Advocate for the petitioners.

JASWANT SINGH, J. (ORAL)

Defendant Nos.14, 16 and 19 are in revision aggrieved by the order dated 15.09.2014, passed by learned Additional Civil Judge (Sr. Divn.), Hansi, whereby their application under Order 7 Rule 11 Code of Civil Procedure seeking rejection of the plaint on the ground that the suit challenging the order passed by the Authority under Section 44 of the East Punjab Holdings (Consolidation & Prevention of Fragmentation) Act, 1948 is not maintainable, has been dismissed.

It is apparent that the plaintiff in his plaint has averred that the said impugned order has been passed in complete violation of the principles of natural justice. It is equally true that in case of violation of principles of natural justice, the jurisdiction of Civil Courts is not barred. Therefore, the suit cannot be rejected at the threshold.

After arguing for sometime, learned Counsel for the petitioners seeks permission to withdraw the present petition.

Dismissed as withdrawn.

February 21, 2015
Gagan

(JASWANT SINGH)
JUDGE