

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.3234 of 2014

Date of decision: January 22, 2015.

Yudhvir

... **Petitioner**

v.

Ram Kishan etc.

... **Respondents**

CORAM: **HON'BLE MR. JUSTICE DR. BHARAT BHUSHAN PARSOON**

Present: Shri Sunil Panwar, Advocate, for the petitioner.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Counsel for the petitioner seeks withdrawal of the petition with liberty to take all the pleas, taken herein, before the court below at an appropriate stage but urges that some time framework should be fixed for adjudication of the suit. It is further urged that any observations made in order dated 7.9.2011 of the lower appellate court would not stand in the way of adjudication of the substantive rights of the parties.

As prayed, dismissed as withdrawn with liberty aforesaid.

The trial court will decide the suit within six months.

Any observations made in order dated 7.9.2011 of the lower appellate court would not stand in the way of adjudication of the substantive rights of the parties.

If during the course of proceedings before the lower court, any fresh cause of action arises, the petitioner would be at liberty to move an application under Order XXXIX Rules 1 & 2 CPC, which would be decided after hearing the other side without being prejudiced by the earlier findings or observations made in the order of the lower appellate court.

[Dr. Bharat Bhushan Parsoon]
Judge

January 22, 2015.

kadyan