

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

CR No. 4057 of 2014 (O&M)

Date of decision: 07.05.2015

Joginder Singh and another

... Applicants

versus

Hukam Singh and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Amit Arora, Advocate for the applicants.

K.Kannan, J.

CM No. 6510-CII of 2015

Allowed. The civil revision is restored to its original number.

CR No. 4057 of 2014

Learned counsel for the applicants states that he wants to pursue the remedy only before the Appellate Court and the revision is not competent. According to him relief under Section 36 could not have been pressed with any other relief and if some other relief was also asked, then it only must mean that it was only in regular suit in a Court of competent jurisdiction and that the remedy will be only by means of an appeal. The counsel says that the appeal filed before the court of competent jurisdiction was wrongly withdrawn and he therefore, wants permission of the Court again to have the civil revision dismissed as withdrawn with liberty to pursue is remedy by means of an appeal.

The civil revision petition is dismissed as withdrawn with the liberty aforesaid.

**(K.KANNAN)
JUDGE**

07.05.2015

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