

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

CR No.7812 of 2014

Date of decision: May 12, 2015.

Kamlesh and others

... **Petitioners**

v.

Raj Kumar and another

... **Respondents**

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

Present: Shri Ashwani Bhardwaj, Advocate, for the petitioner.

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

Counsel for the petitioners seeks withdrawal of the petition with a direction to the lower court that issue with regard to limitation should be framed and only after receiving evidence from the parties, as this question would be a mixed question of fact and law, the same should be decided first. It is also averred that anything stated in the impugned order touching merits of the case may not be construed against the petitioners.

As prayed, dismissed as withdrawn with liberty aforesaid.

The lower court would frame a question with regard to limitation and decide the same after receiving evidence and hearing the parties.

Any observations in the impugned order would not stand in the way of adjudication of the issue on merits.

May 12, 2015.  
*kadyan*

**[Dr. Bharat Bhushan Parsoon]**  
**Judge**