

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

Review Petition No.32-CII of 2015 in

Civil Revision No.520 of 2015

Date of Decision: 04.03.2015

Ishwar Singh Sharma and others

..... Petitioners

Vs.

Daya Ram

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Om Parkash Sharma and Mr. Rajiv Sharma, Advocates
for the petitioners.

JASWANT SINGH, J. (ORAL)

The prayer is for reviewing the order dated 22.01.2015 whereby the learned Counsel for the petitioners/plaintiffs had withdrawn the revision to enable him to file an appeal against the rejection of the plaint under Order 7 Rule 11 CPC, since it amounted to passing of a decree against which only an appeal under Section 96 CPC could be filed.

The issue is squarely covered by the decision of this Court in case **Civil Revision No.651 of 2012 (O&M), decided on 20.05.2014 titled as M/s J.C.Engineers Pvt. Ltd. Vs. M/s Key Bouvet Engineering Private Limited and another.**

In view of the above, no case for reviewing the order dated 22.01.2015 is made out.

Dismissed.

March 04, 2015

**(JASWANT SINGH)
JUDGE**