

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

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CM No.22181-CII of 2016 in/and
CR No.6354 of 2009

Date of Decision: November 09, 2016

Radhan Krishan

...Petitioner

Versus

Suresh Kumar

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Amit Jain, Advocate
for the applicant-petitioner.

Mr. Sachin Mittal, Advocate
for the respondent.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Prayer in this application is for withdrawal of the revision petition and for release of the original sale deed dated 18.09.1979 which was executed in favour of Lal Chand son of Bhagwan Dass, resident of Kaithal by Rajinder Pal which has been furnished by the petitioner as security as per the order dated 19.02.2008 passed by the Appellate Authority, Kaithal, whereby security in a sum of ₹10,000/- was to furnished by the petitioner which was accepted and attested.

Mr. Sachin Mittal states that he has no objection to the prayer made in the application, however, he has not been able to seek instructions from the respondent with regard to the averment as to whether a compromise has been entered into between the parties and whether the petitioner has handed over the vacant possession to the respondent in pursuance to the compromise. He, thus, prays for liberty to revive the revision petition in case the averments made in the application are found to be incorrect.

In view of the above, the present application is allowed.

The revision petition is permitted to be withdrawn.

The sale deed dated 18.09.1979 executed in favour of Lal Chand son of Bhagwan Dass, resident of Kaithal by Rajinder Pal, which was furnished by the petitioner as security as per the order dated 19.02.2008 passed by the Appellate Authority, Kaithal, is hereby ordered to be returned in original to the petitioner by retaining an attested photostat copy of the same on record.

November 09 2016
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No