

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

CR No.8156 of 2016
Date of decision : 20.12.2016

Emaar MGF Land Ltd. and others

...Petitioners

Versus

Roopinder Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Mr. Ashim Aggarwal, Advocate for the petitioners.

AMIT RAWAL, J. (Oral)

The petitioners-defendants are aggrieved of the impugned order, whereby application moved under Order 7 Rule 10 of the Code of Civil Procedure, praying that Civil Court at Chandigarh does not have territorial jurisdiction to try and entertain the suit, has been dismissed.

Mr. Ashim Aggarwal, learned counsel appearing on behalf of petitioners-defendants submits that agreement relied upon by both the parties contained different clause. Agreement relied upon is not supported by application and was denied by the other party. Trial court kept the question open and rejected the application, for, original agreement has not been placed on record. He submits that liberty be granted to place on record the aforementioned document.

I have heard learned counsel for the petitioners-defendants and

of the view that in case original agreement admitted by other side is brought on record, same shall be taken into consideration after framing of the issue and treat the same as preliminary issue.

With the aforementioned observation, revision petition stands disposed of.

20.12.2016

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**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No