

**RA-CR-8-CII-2016 (O&M) in
CR No.5710 of 2015
Date of Decision: January 15, 2016**

Gurdip Singh and another Applicants

VS.

Raj Kumar and another **Respondents**

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. S.S. Momi, Advocate for the applicants.

1. Whether Reporters of Local Newspapers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Kuldip Singh J.(Oral)

CM-481-CII-2016

There is delay of 77 days in filing the present review application.

For the reasons mentioned in the application, supported by an affidavit, delay of 77 days in filing the present review application is condoned, subject to all just exception.

Application stands disposed of.

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After hearing learned counsel for the applicants, I am of the view that there is no error apparent on the record. This Court has observed that in this case the question of limitation is mixed question of law and fact and has agreed in this regard with the view taken by

the lower court.

Learned counsel for the applicants states that it is purely a question of law.

This Court is of the view that if there are doubts that whether it is mixed question of fact and law or not, the plaint cannot be rejected under Order VII, Rule 11 CPC.

Accordingly, the present review application for reviewing the order dated 07.09.2015 passed by this Court in CR No.5710 of 2015, is dismissed.

January 15, 2016
sarita

(KULDIP SINGH)
JUDGE