

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA
AT CHANDIGARH**

**CR No. 5736 of 2016(O&M)
Date of decision: 25.8.2017**

Jatinder Pal Singh

...Petitioner

Versus

Balwan Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Manoj Bajaj, Advocate and
Mr. S.P. Arora, Advocate
for the petitioner.

Mr. Sudhir Aggarwal, Advocate
for respondent No.1.

RAMESHWAR SINGH MALIK, J. (Oral)

Feeling aggrieved against the order dated 11.8.2016 passed by the learned trial court, whereby his application under Order VII Rule 11 CPC was dismissed, defendant No.1 has approached this Court by way of present civil revision petition under Article 227 of the Constitution of India, for setting aside the impugned order.

Notice of motion was issued.

Heard learned counsel for the parties.

Learned counsel for the plaintiff-respondent No.1, after having instructions from the plaintiff, submits that plaintiff undertakes before this Court to withdraw his suit, however, with liberty from the learned trial court to file fresh suit. He further submits that in view of the statement made on behalf of plaintiff-respondent No.1, let present revision petition be disposed of, as having been rendered infructuous.

Faced with the above, learned counsel for the petitioner also fairly states that let statement made by learned counsel for the plaintiff-respondent No.1 be accepted and the revision petition be disposed of, as having been rendered infructuous.

Ordered accordingly.

All the pending miscellaneous application also stand disposed of.

25.8.2017
AK Sharma

(RAMESHWAR SINGH MALIK)
JUDGE

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No