

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

Civil Revision No.7610 of 2015
Date of decision: January 31, 2017

Mukesh ...Petitioner
Versus

Lalita Kumari through LRs.
Brijesh Kumar & others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Raj Kapoor Malik, Advocate for the petitioner.
Mr. Rakesh Nagpal, Advocate for respondents No.2 to 5.

Rajan Gupta, J.(oral)

Present revision petition is directed against the order dated 26.10.2015, passed by the trial court, whereby plaintiff was permitted to lead certain evidence in rebuttal. At the time of issuing notice of motion, this court directed that final order be not passed by the court below. Admittedly, trial court proceeded further and evidence, which was permitted to be led, has been adduced by now. Suit is, thus, at the stage of culmination.

At this stage, counsel for petitioner submits that he may be allowed to withdraw this petition with liberty to the petitioner to rely upon judgment reported as *Avtar Singh and another vs. Baldev Singh and others, 2015 (1) PLR 230* at the stage of arguments before the trial court. This plea is not opposed by counsel representing respondents.

In view of above, this petition is dismissed as withdrawn with liberty as aforesaid.

**(RAJAN GUPTA)
JUDGE**

January 31, 2017
'Rajpal'

Whether speaking / reasoned Yes / No

Whether Reportable: Yes / No