

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

CR No. 7784 of 2017 (O&M)

Date of decision: 10.11.2017

Sanjay Jain

....Petitioner

VERSUS

Panna Lal

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Munish Jolly, Advocate for the petitioner.

REKHA MITTAL, J.(Oral)

Counsel for the petitioner would state that the petition may be disposed of but without prejudice to right of the petitioner to file an appropriate application or make oral submissions before the Court below for framing an issue with regard to the suit being barred by principle of res judicata and treating the said issue as preliminary issue to be decided on the basis of documentary evidence.

In view of the above, the petition stands disposed of. Any such plea raised by the petitioner shall be decided by the Court below in accordance with law.

NOVEMBER 10, 2017
'D. Gulati'

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No