

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

CR No.1049 of 2018

Date of Decision: 14.11.2018

Harpal Singh

Petitioner

Vs

Avneesh Gupta

Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Ms. Sunita Nambiar, Advocate for
Mr. Balkar Singh, Advocate
for the petitioner.

Mr. Diwan S. Adlakha, Advocate
for the respondent.

RAJ MOHAN SINGH, J. (ORAL)

Petitioner has assailed the order dated 04.07.2017 passed by Additional Civil Judge (Senior Division), Sub Division Bilaspur, District Yamuna Nagar, whereby application filed by the petitioner under Order 9 Rule 13 CPC for setting aside the ex parte judgment and decree dated 20.09.2012 was dismissed.

In view of Order 43 Rule 1(d) CPC, impugned order is appellable in nature. Appeal lies to the Court of District Judge.

Faced with this situation, learned counsel appearing for the petitioner seeks to withdraw this revision petition with a liberty to file appeal before the competent Court in accordance with law.

Dismissed as withdrawn with liberty aforesaid.

14.11.2018

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**(RAJ MOHAN SINGH)
JUDGE**