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

CR No. 6485 of 2015 (O&M)
Date of Decision: 31.10.2018

M/s Nahar Industrial Enterprises Limited

-Petitioner

Vs

M/s Laxmi Narayan Shyam Lal

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Aalok Jagga, Advocate,
for the petitioner.

Mr. Munish Kumar Garg, Advocate,
for the respondent.

RAJ MOHAN SINGH, J. (ORAL)

During course of arguments, it has been revealed that against the impugned order, appeal lies to District Judge in terms of Order 43 Rule 1 (d) CPC.

Faced with the situation, learned counsel for the petitioner wishes to withdraw the present revision petition with a liberty to file an appeal before the District Judge along with application under Section 5 and 14 of Limitation act.

Dismissed as withdrawn with the liberty aforesaid.

In the event of filing such an appeal along with miscellaneous application, issue of limitation shall be decided by the lower Appellate Court in regard to Section 14 of the

Limitation Act in accordance with law.

The amount deposited in the Registry of this Court be disbursed to the lower Appellate Court. The lower Appellate Court shall deposit the same in FDR in some nationalized Bank fetching maximum interest, till decision of the appeal.

31.10.2018
Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No