

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

CR No.7223 of 2017 (O&M)
Date of decision : 27.02.2018

Baldev Singh (deceased) through his LRs

...Petitioner

Versus

Balwinder Kaur and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Pritam Singh Saini, Advocate for the petitioner.

Mr. Vikas Singh, Advocate for respondent No.2.

ANIL KSHETARPAL, J. (ORAL)

Learned counsel for the petitioner at the outset submitted that the impugned order was passed on an application filed by the petitioner under a wrong impression. He submits that hence he be permitted to withdraw the present revision petition with a liberty to move appropriate application before the trial Court.

Learned counsel for respondent No.2 opposes the prayer made by the learned counsel for the petitioner.

Since, the petitioner is requesting for permission to withdraw the present revision petition with a liberty to move appropriate application before the trial Court, learned counsel for the respondent, is not justified in opposing the prayer made.

If the learned counsel for the petitioner feels that the proper

application has not been moved before the trial Court, the petitioner cannot be prohibited from moving the proper application.

In view thereof, the revision petition is dismissed as withdrawn with the observations that the petitioner would be at liberty to move proper application before the trial Court.

All the pending miscellaneous applications, if any, are disposed of, in view of the abovesaid order.

27.02.2018

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No