

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

CR-7280-2017 (O&M)

Date of decision : 19.01.2018

Manoj Yadav

..... Petitioner

Versus

Naresh

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Piyush Aggarwal, Advocate for the petitioner.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Impugned in the present revision petition is the order dated 9.5.2017, passed by learned Civil Judge (Junior Division), Gurugram (Annexure P-4), whereby the application filed under Order 9 Rule 13 CPC, seeking setting aside of the ex-parte judgment and decree dated 4.3.2016 was ordered to be dismissed and further impugned is the order dated 26.9.2017 passed by learned District Judge, Gurugram (Annexure P-5), whereby appeal filed by the petitioner against the aforesaid order dated 9.5.2017 (Annexure P-4) was dismissed.

Learned counsel for the petitioner states that in the execution proceedings, petitioner has already given an undertaking before the Executing Court to remove the superstructure and hand over the vacant possession of the land to the decree holder. Therefore, he seeks to withdraw the present petition.

Dismissed as withdrawn.

However, it is directed amount, if any, deposited by the petitioner with the Registry of this Court, may be released to him.

19.01.2018
preeti

**(KULDIP SINGH)
JUDGE**

Whether speaking / reasoned
Whether Reportable:

No
No