

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RSA No.1697 of 2016 (O&M)

Date of decision : 01.11.2018

Mukand Lal and another

...Appellants

Versus

Smt. Sabo Devi and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Bhupender Singh, Advocate for the appellants.

Mr. Ashwani Talwar, Advocate and

Mr. Lalit Kumar, Advocate for respondent Nos.1 and 2.

ANIL KSHETARPAL, J. (ORAL)

CM No.4660-C of 2016

Prayer in the application is for adducing the additional evidence.

Application is dismissed as not pressed.

Main case

After arguing for sometime, counsel for the appellants has submitted that since the identity of the property which was purchased by him through a registered sale deed has not been either pleaded or established before the Courts below, therefore, he may be permitted to withdraw the suit with a permission to file a fresh one.

Learned counsel for the respondents has no objection to the request made.

In view thereof, the suit as well as the main appeal is dismissed as withdrawn with a liberty to file a fresh one on same cause of action. Needless to say that the findings arrived at by both the Courts below would not influence the decision of a subsequent suit filed by the appellants.

01.11.2018

Pawan

(ANIL KSHETARPAL)

JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No