

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

RSA No.2833 of 2015 (O&M)

Date of decision: 14.02.2018

Ram Chander

...Appellant

Versus

Sunehra Singh and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. V.D. Sharma, Advocate,
for Mr. S.S.Kharb, Advocate,
for applicant-appellant.

Ritu Bahri, J.

CM No.1856-C of 2018

In view of the averments mentioned in the application, same is allowed and copy of judgment dated 01.04.2016 (Annexure A-1) passed by the Civil Judge (Junior Division), Panipat in Civil Suit No.36/2015, is taken on record.

RSA No.2833 of 2015

Learned counsel for the appellant states that vide judgment dated 01.04.2016 (Annexure A-1), appellant has been declared as owner of the land in dispute. An earlier suit filed by the appellant for possession with consequential relief of permanent injunction, had been dismissed on the ground that he had not challenged Mutation No.1452, which had been sanctioned in favour of defendant(s) on 21.06.1980.

Since, the civil suit had been decreed in favour of the appellant, he seeks to withdraw the present suit along with the appeal with liberty to pursue his remedy in Civil Suit No.36/2015, in accordance with law.

In view of the said fact, present suit as well as appeal are dismissed as withdrawn with liberty aforesaid.

(RITU BAHRI)
JUDGE

14.02.2018
ajp

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No