

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

116

**Civil Revision No.4939-2019 (O & M)
Date of Decision:21.08.2019**

Harnath

....Petitioner

Versus

Rampal and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDIP AHLUWALIA

Present: Mr.S.K.Yadav, Advocate for the petitioner

SUDIP AHLUWALIA, J. (ORAL):

On submission of learned counsel for the petitioner, the present petition is dismissed as withdrawn with liberty to the petitioner to apply before the learned Court below afresh for ascertaining the mental condition of the petitioner regarding his alleged unsoundness of mind by any specialised Medical Personnel as deemed proper by the learned Court below in view of para No.5 of the impugned order to the effect; *“Moreover, applicant has failed to get examine any doctor or any other independent person of locality to prima facie prove that defendant is suffering from aforesaid disease and he has become unsound mind.”*

Such fresh application will have to be filed on behalf of the petitioner within a week from today and the Ld. Court below may thereafter consider examination of the petitioner by any independent expert, different from those who issued the original certificates, in its own discretion.

21.08.2019

neenu

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned

Yes/No.

Whether reportable-

Yes/No