

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

**RSA No.5002 of 2014
Date of Decision:08.01.2019**

Pritam Singh and anotherAppellants

Versus

Ram Kumar and othersRespondents

CORAM: HON'BLE MR. JUSTICE DR.RAVI RANJAN

Present:- Mr.S.S.Kharab, Advocate, Advocate, for the appellants.

Mr.Arun Singhal, Advocate, for respondents No.2, 5, 6 and 7.

DR.RAVI RANJAN, J. (ORAL)

Learned counsel for the appellant seeks leave to withdraw the present appeal as well as Civil Suit No.231 of 2010 filed before the trial Court as he intends to file a fresh suit for the recovery of mortgaged money with interest and produce as per the condition of the mortgage deed.

Leave granted.

The present appeal and Civil Suit No.231 of 2010 are dismissed as withdrawn. It is made clear that this Court has not formed or expressed any opinion with respect to the merit of the case of the parties. If, fresh suit is filed, respondents would be at liberty to raise all the pleas available in law. The Court concerned would be at liberty to consider the suit without being prejudiced by the present order passed by this Court.

**(DR.RAVI RANJAN)
JUDGE**

08.01.2019

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<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>