

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

CR No.418 of 2020

Date of Decision: 28.02.2020

Sharad Mehrotra

..... Petitioner

versus

Birender Singh Kataria (now deceased) through his LRs

..... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Akshay Jindal, Advocate, for
for the petitioner.

Mr. Rajesh K. Kataria & S.S.Gor, Puria,
Advocates for Res.

AMOL RATTAN SINGH, J. (ORAL)

Today learned counsel for the petitioner very fairly submits that as a matter of fact he was not aware, as has been stated by the counsel for the respondent, that the petitioner has already filed an application before the trial court itself, seeking recalling of the order as has been impugned in the present petition (by which the evidence to be led by the petitioner in defence had been closed).

He submits that that application is still pending before the trial court.

He seeks permission to withdraw the present petition.

Dismissed as withdrawn.

Naturally, all legal pleas as are available to the petitioner to argue before the trial court are always available to him and in case he is aggrieved of any order passed by that court on the application filed by him, liberty to challenge that order would also available to him.

February 28, 2020

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(AMOL RATTAN SINGH)

JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No.