

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

215

**CR-2224-2020 (O&M)
Decided on : 16.09.2020**

D.Light Energy Pvt. Ltd. & others

... Petitioners

Versus

Pegasus Buildtech Pvt. Ltd.

... Respondent

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr.Ashish Aggarwal, Sr.Advocate
with Ms.Ekta Sharma, Advocate, for the petitioners.

Mr.Parmanand Yadav, Advocate
and Ms.Ankita Singh, Advocate, for the respondent.

(The proceedings are being conducted through video conferencing,
as per instructions.)

G.S. Sandhawalia, J. (Oral)

Mr.Parmanand Yadav, Advocate has filed power of attorney on behalf of the respondent and submits that respondent-plaintiff has filed an application for withdrawal of the suit, which is likely to come up on 18.09.2020 and thus, submits that the present revision petition would be rendered infructuous once the suit itself is withdrawn. He further submits that the plaintiff-respondent wish to approach the Commercial Court at Gurugram and the petitioners-defendants should not raise any such objection qua the jurisdiction of the said Court in case the suit is filed before the Commercial Court.

Mr.Aggarwal, on instructions from Ms.Ekta Sharma, submits that the petitioners shall take no such objection in case the suit is filed before the Commercial Court. He further states that it shall be open for the petitioners to take other defences in the suit which may be filed.

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To this context, Mr.Yadav has no and can have no objection as it is always open to the petitioners to raise all such objections which are valid and legal.

Keeping in view the statement of counsel for the respondent that an application is liable to be filed for withdrawal of the suit, the present revision petition is disposed of as having been rendered infructuous. It shall be open to the petitioners to file appropriate application in case the suit is not withdrawn, as stated.

SEPTEMBER 16, 2020
sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No