

(In virtual Court)

CR No.79 of 2022 (O&M)

Date of Decision: 10.01.2022

GIRDAWAR SINGH AND ANOTHER

.....Petitioners

Versus

NACHATTAR SINGH AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Navjot Singh, Advocate for the petitioners.

RAJBIR SEHRAWAT, J. (ORAL)

This is a revision petition filed under Article 227 of the Constitution of India against the order dated 17.11.2021 (Annexure P-1) passed by the Additional District Judge, Kapurthala, vide which, the order dated 20.07.2021 (Annexure P-2) passed by the Civil Judge (Junior Division), Kapurthala has been set aside.

Notice of motion.

Mr. Vivek Thakur, Advocate, accepts notice on behalf of contesting respondent Nos.1 to 3 and it has been pointed out that although in the suit, the petitioners were claiming exclusive ownership and possession over the suit property, however, the partition proceedings between the parties were pending separately qua the same property. Now, the said partition proceedings have been finalized. The petitioners had duly participated in the partition proceedings. Now, even 'sanad takseem' has been prepared in those proceedings. Accordingly, it is submitted that partition proceedings have culminated and the respective shares of the parties in the suit property; including the petitioners, have been allotted to them. Hence, the petitioner is not left with any cause of action.

In view of the above statement, the counsel for the petitioners submits that he be permitted to withdraw the present revision petition.

Dismissed as withdrawn.

(RAJBIR SEHRAWAT)
JUDGE

10.01.2022
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No