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

CR-105-2021 (O&M)
Date of decision: 15.07.2022

M/s Intelligent Instruments Pvt. Ltd. and others

... Petitioners

Vs.

Rahul Kalsi and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. P.K. Aggarwal, Advocate
for the petitioners.

Mr. Bhupinder Ghai, Advocate
for respondent No.1.

Mr. Pritam Saini, Advocate
for respondent No.2.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for setting aside the order dated 24.12.2020 passed by the District Judge, Gurugram, vide which transfer petition filed by the petitioners for transfer of case bearing No.CS/4210/2019 from the Court of Civil Judge (Jr. Divn.), Gurugram to the Court of Additional District Judge-cum-Presiding Officer, Special Commercial Court, Gurugram, was dismissed.

Learned counsel for respondent No.1 has placed on record an order dated 13.05.2022 passed by the Civil Judge (Jr. Divn.), Gurugram, vide

which an application filed by the plaintiff under Order VI Rule 17 CPC stands allowed with no objection by the defendants, as noticed in para No.4 of the said order and the nature of suit is now changed to a suit for specific performance of agreement, therefore, the same is to be tried by the Civil Court itself. Copy of the order dated 13.05.2022 is taken on record as Mark 'A'.

In view of the above, no ground for transferring the civil suit to the Commercial Court is made out.

Accordingly, this petition is rendered as infructuous.

[ARVIND SINGH SANGWAN]
JUDGE

15.07.2022
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No