

**103 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CR-1656-2020
Date of decision : 13.07.2022**

Mukhtiyara Singh (deceased) through LRs ...Petitioner
Vs.
Satpal and others ...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Ajit Kumar Sharma, Advocate for the petitioner.

MANOJ BAJAJ, J.

This revision petition has been filed under Article 227 Constitution of India by petitioner for setting aside the order dated 19.02.2020 passed by learned Civil Judge (Junior Division) Karnal, whereby their application under Order 1 Rule 10 C.P.C was dismissed.

Learned counsel for the petitioner submits that the revision petition has been filed by legal representatives of defendant No.33-Mukhtiyara Singh son of Ramchander and have challenged the order dated 19.02.2020, whereby the application under Order 1 Rule 10 C.P.C was declined as not maintainable.

Learned counsel states that since defendant No.33 is already arraigned in the memo of the plaint, therefore, appropriate remedy for petitioners is to file application under Order XXII CPC, in case, right to sue survive in their favour. He does not press this petition and prays for withdrawal.

Dismissed as withdrawn.

13.07.2022

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Whether speaking/reasoned :
Whether Reportable :

(MANOJ BAJAJ)
JUDGE

Yes No
Yes No