

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

CRM-M-24747-2020

Date of decision : 23.09.2022

Sh. Manish Kumar Grover

..... Petitioner

versus

Sh. Balraj Kundu

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Rajesh K. Sheoran, Advocate
for the petitioner.

Mr. Himanshu Gupta, Advocate
for the respondent.

PANKAJ JAIN, J. (Oral)

Counsel for the petitioner is aggrieved of the observations made by Revisional Court in para 21, wherein it has been recorded that:-

“While allowing the instant revision, it is held that there is insufficient material on record to make out a case of defamation.”

2. While referring to the observations made by the Revisional Court, it is submitted that the same is in contrast and in contradiction to the order made in para 19. It is thus submitted that by such observations made by superior Court, the trial Court is bound to be influenced.

3. Counsel for the respondent is not in a position to dispute this factual observation which is based on record.

4. In the fitness of things, this Court finds that without going into the merits of the case, it will be appropriate while maintaining the order of remand, the trial Court be directed to decide the matter afresh without being influenced by the observations made on merits by the Revisional Court.

5. Disposed off as such.

(PANKAJ JAIN)
JUDGE

23.09.2022
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No