

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

(103)

**CM No.8773-CII of 2023 in/and
CR No. 6924 of 2017 (O&M)
Date of Decision : 26.05.2023**

M/s Chamba Shimla Road (P) Ltd.

...Petitioner

Versus

Tanu Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajbir Singh Guron, Advocate for the petitioner.

Mr. Vipul, Advocate for
Mr. Paras Money Goyal, Advocate
for the respondent.

Harsimran Singh Sethi J. (Oral)

CM No.8773-CII of 2023

The present application has been filed for recalling the order dated 03.05.2023 by which, the present petition was dismissed for non-prosecution.

Mr. Vipul, Advocate who is present in the Court, accepts notice on behalf of the respondents and raises no objection for the grant of the prayer as made in the present application.

Keeping in view the averments made in the application, which is duly supported by an affidavit, the same is allowed. The order dated 03.05.2023 is recalled and the present petition is restored to its original number and status.

On oral request of learned counsel for the parties, case is taken

up for hearing today.

CR No.6924 of 2017

1. Learned counsel for the petitioner argues that the present revision petition was filed when the appeal was pending so as to challenge the assessment of mesne profit.
2. Learned counsel further submits that during the pendency of the present petition, the appeal has already been decided on 06.12.2019 against which they have already filed CR No.495 of 2020(O&M), which is pending adjudication. Hence, the present revision petition may be disposed of as having been not pressed any further with liberty to the petitioner that in case any grievance still survives, the same can be raised in CR No.495 of 2020(O&M).
3. Ordered accordingly.

May 26, 2023
jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No