

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CM No.5299-CII of 2023 in/
and
CR No.1416 of 2023 (O&M)
Date of Decision : 24.03.2023

Subhash Goel

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr.Ajay Jain, Advocate for the petitioner.

Mr. Sandeep Singh Mann, Additional Advocate General,
Haryana.

Harsimran Singh Sethi J. (Oral)

CM No.5299-CII of 2023

The present application has been filed for re-calling the order
dated 14.03.2023.

Notice of the application to the counsel opposite.

Mr. Sandeep Singh Mann, Additional Advocate General,
Haryana, who is present in the Court accepts notice and raises no objection
for the grant of the prayer so as to recall the order dated 14.03.2023 and
allow the petitioner to withdraw the accompanying revision petition.

Though the order dated 14.03.2023 was passed in the presence
of the parties and was dictated in the open Court, this was not fair on the
part of the petitioner-applicant to file the present application after the said
order.

Learned counsel for the petitioner-applicant submits that as the petitioner-applicant did not realize that even his Civil Suit will become infructuous keeping in view the said undertaking given by the petitioner and the undertaking was given at the relevant point of time under the mistaken belief, applicant-petitioner be allowed to withdraw the same. Learned counsel for the petitioner-applicant submits that the petitioner intends to pursue his remedy before the Lower Appellate Court.

Keeping in view the above, order dated 14.03.2023 which was passed on the basis of understanding between the parties is recalled. Civil Revision is restored to its original number and status.

CR No.1416 of 2023

After arguing for some time, learned counsel for the petitioner submits that he has instructions not to press the present revision petition and the same may be disposed of as such.

Disposed of as not pressed.

March 24, 2023
jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No