

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

2023:PHHC:121662

CR-3009-2023

Date of decision: September 14, 2023

Guru Parshad Trust Regd.

....Petitioner

Versus

Bharat Bhushan Sharma and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Aayush Gupta, Advocate
for the petitioner.

Mr. Nitin Sachdeva, Advocate
for respondent No.1.

ANIL KSHETARPAL, J (Oral)

Learned counsel representing the parties are ad idem that this revision petition has rendered infructuous.

Ordered accordingly.

However, learned counsel representing the petitioner submits that a subsequent suit has been filed by the respondent and the petitioner should be permitted to file an application under Order 7 Rule 11 CPC and the observations made in the impugned order shall not be construed as a final expression on the merits.

In the opinion of the Court, no liberty is required as a fresh suit has been filed in which the defendant has an enabling right to file an application under Order 7 Rule 11 CPC.

With these observations, the present petition is dismissed as having been rendered infructuous.

(ANIL KSHETARPAL)
JUDGE

September 14, 2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No