

CR-2972-2022 (O&M)

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201 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-2972-2022 (O&M)
Date of Decision: 05.05.2023

Roopwant Singh

..... Petitioner

Versus

Jasvinder Pal Singh Walia @ Jasvinder Singh and others Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Vishal Garg Narwana, Advocate,
Mr. Mukul Ahuja, Advocate, and
Mr. Sagar Sharma, Advocate
for the petitioner.

Mr. Anish Setia, Advocate,
for respondent No.4.

RAJBIR SEHRAWAT, J. (ORAL)

This is a petition filed under Article 227 of the Constitution of India praying for setting aside the impugned order dated 30.05.2022 (Annexure P-9) passed by the Civil Judge (Senior Division), Tarn Taran, whereby while accepting the objections filed on behalf of applicant/objector-Sushma Walia (respondent No.4 herein), the sale warrants issued vide order dated 16.01.2020 passed by that Court have been recalled.

It has been agreed between the parties that the order impugned in the present petition is appealable one. Therefore, the petitioner seeks permission to withdraw the present petition with liberty to file an appeal before the lower Appellate Court to challenge the order impugned in the present petition; with a further prayer that the interim order be continued for a period of 15 days from today.

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In view of the above, the present petition is dismissed as withdrawn with liberty to avail remedy of appeal to challenge the order impugned in the present petition.

It is further ordered that the interim order impugned in the present petition shall continue for a period of 15 days from today. Still further, if the appeal is filed by the petitioner within a period of 15 days from today, then the delay in filing the appeal, if any, shall stand condoned and the lower Appellate Court shall decide the appeal on merits.

(RAJBIR SEHRAWAT)
JUDGE

05.05.2023
adhikari

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No