

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

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**CM-4483-CII-2023 &
CM-4485-CII-2023 in/&
CR No.4000 of 2022 (O&M)
Date of decision: 13.03.2023**

Onkar Kaur

....Petitioner

V/s

Usha Rani and others

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Gaurav Kalsi, Advocate for the applicant-petitioner.

VIKAS SURI, J. (Oral)

CM-4483-CII-2023

This is an application preferred under Section 151 CPC for advancing the date of hearing from 17.05.2023, on the ground that petitioner wants to withdraw the main revision petition.

For the reasons mentioned in the application, which is supported by affidavit, the same is allowed. The hearing of the main case is advance to today.

With the consent of learned counsel, the same is taken on board for consideration.

CM stands disposed of.

CM-4485-CII-2023 in/and CR No.4000 of 2022 (O&M)

This is an application under Order 23 Rule 1 read with Section 151 CPC seeking permission to withdraw the main revision petition.

Learned counsel would submit that the petitioner had approached this Court being aggrieved by order dated 17.05.2022 whereby

the application under Order 6 Rule 17 read with Section 151 CPC seeking amendment of the written statement was dismissed. It is pleaded that during the pendency of the present revision petition, respondent No.1 had moved an application under Order 1 Rule 10 CPC for impleading one Vijay Kumar s/o Deshraj as a necessary party to the claim petition, as a plea had been raised that the vehicle in question had been transferred to the said Vijay Kumar and he was the registered owner.

In view of the aforesaid subsequent development, the petitioner does not want to pursue the present revision petition and thus, seeks withdrawal of the same.

A perusal of the file would further show that despite service of respondent Nos.1, 3 to 6, they remain unrepresented and as per office report, respondent No.2 is stated to have died. As such, there is no counsel to oppose the plea seeking withdrawal of the petition.

For the reasons mentioned in the application, supported by affidavit, the same is allowed.

The revision petition is dismissed as withdrawn.

(VIKAS SURI)
JUDGE

March 13, 2023

Ajay

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No