

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

Sr. No.111

**CR-3510-2021 (O&M)
Date of Decision: 20.04.2023**

M/S CMI LIMITED THROUGH DIRECTOR AMIT JAIN

....Petitioner

Versus

M/S VINAY ABHISHEK, HUF AND ANOTHER

..... Respondents

CORAM: HON'BLE MRS JUSTICE ARCHANA PURI

Present:- Mr. Puneet Jain, Senior Advocate, assisted by
Ms. Navroop Jawanda and Mr. Saurabh Bhardwaj, Advocates,
for the petitioner.

Mr. Deepak Vashisht, Advocate,
for the respondents.

ARCHANA PURI, J. (ORAL)

Challenge in the present revision petition is to the order dated 10.12.2021 (Annexure P-12) passed in the execution proceedings, whereby the case had been adjourned further for filing reply to the objections by the decree-holder.

In view of the observations, as made in the order dated 10.01.2022, it is submitted by learned counsel for the petitioner that *ex parte* proceedings before learned Lower Court have been set aside and order of warrant of possession has since been withdrawn. Even though, the objections were filed, reply to the same has been filed and the same is pending adjudication.

Learned counsel for both the parties now submit that as the amount earlier settled between the parties has since been paid, the interest of the respective parties shall be watched, if the objections are disposed of by learned Lower Court and looking into the same, the execution may or may not proceed further.

Considering the same, learned Lower Court shall dispose of the objections, within a period of two months from today onwards and proceed further, in accordance with law.

In view of the aforesaid, at this stage, learned counsel submits that he does not want to pursue with the present petition and seeks permission to withdraw the same.

In view of the submission so made, the instant revision petition is hereby dismissed as withdrawn, in terms of the aforesaid direction.

20.04.2023
Himanshu

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : Yes/No