

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

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CR-7038-2023 (O&M)

Decided on : November 22, 2023

**JAGIR SINGH @ JANGIR SINGH AND OTHERS**

..... Petitioners

**Versus**

**DES SINGH AND OTHERS**

..... Respondents

**CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR**

Present: Mr. Nakul Sharma, Advocate  
for the petitioner.

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**NAMIT KUMAR, J. (Oral)**

1. The petitioners have approached this Court through the instant Revision Petition filed under Article 227 of the Constitution of India for setting aside the order dated 30.10.2023 (Annexure P-1) passed by the court of learned Addl. Civil Judge (Sr. Divn.), Guruharsahai, whereby the application filed by the Petitioner No.1 (Jangir Singh) under Section 11 of CPC for rejection of plaint, in view of the doctrine of *res judicata*, has been dismissed in Civil Suit No.310 of 2018 titled as '*Des Singh versus Jangir Singh and others*'.

2. After arguing for some time, learned counsel for the petitioners wishes to withdraw the present petition with liberty to move an appropriate application before the trial court for treating the issue of *res judicata* as a preliminary issue in view of the law laid down by this Court in the Judgement dated 08.02.2006 passed in Civil Revision No.1718 of 2004 titled as '*Gain Chand versus Thakardware Dwarkadhish maroof Baba Santosh Dass Dera Sangrur, 2006 (09) R.C.R. (Civil) 214.*

3. Dismissed as withdrawn, with liberty aforesaid.

4. All pending application(s), if any, shall stand disposed of.

**November 22, 2023**

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**(NAMIT KUMAR)**

**JUDGE**

***Whether speaking/reasoned : Yes/No***

***Whether reportable : Yes/No***