

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

CR-7861-2023

Date of decision : 26.12.2023

Jaswinder Singh and another

.....Petitioners

versus

Rajinder Walia and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. S.S. Sarwara, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

Present petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 23.11.2023 (Annexure P-8) passed by the Ld. Civil Judge (Senior Division), Khanna in case Civil Suit No.319 of 2021 dated 23.08.2021 titled as 'Rajinder Walia and others Vs. Jaswinder Singh' vide which the application of the respondent/plaintiff for allowing building expert, Sh. Ravi Kumar to inspect, take photographs and do all the necessary acts and deed for preparation of report of the entire property in question was allowed in contrary to the law and justice.

Learned counsel for the petitioners submits that the petitioners have not made any alteration in the building and the Building Expert appointed, should examine this also. He further submits that he may be allowed to withdraw the present petition with liberty to the petitioners to avail their remedy in accordance with law.

Allowed to do so.

Dismissed as withdrawn with liberty aforesaid.

**(RAJESH BHARDWAJ)
JUDGE**

26.12.2023

ps-I

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