



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-4491-2024
Date of decision : 09.08.2024

Sanjay Malik ... Petitioner

Versus

Lovely Malhotra and others ... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Deepak Girotra, Advocate and
Mr.Kashmir Singh, Advocate for the petitioner.

VIKAS BAHL, J.(ORAL)

1. This is the civil revision petition under Article 227 of the Constitution of India read with Section 115 of CPC for setting aside impugned order dated 21.05.2024 (Annexure P-4) whereby the application under Order VII Rule 11 CPC has been dismissed by the Civil Judge (Junior Division), Rohtak.
2. In view of the judgment of the Coordinate Bench of this Court passed in **CR-7677-2010** titled as **“Arun Kumar Goyal vs. Payal Aggarwal” decided on 04.04.2013** holding that the revision petition by the defendant questioning the non-payment of court fee is not maintainable, the petitioner seeks to withdraw the present petition with liberty to take up all the pleas available to him in the written statement to be filed in accordance with law.
3. In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn with the aforesaid liberty.

(VIKAS BAHL)
JUDGE

August 09, 2024
Davinder Kumar

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