



CM-18418-CII-2024 in/and -1-
CR-5615-2024 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(123)

CM-18418-CII-2024 in/and
CR-5615-2024 (O&M)
Date of decision: - 24.10.2024

Gaurav

....Petitioner

Versus

Jai Shree Trading Pvt. Ltd.

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Bhupinder Ghai, Advocate,
for the applicant-petitioner.

VIKAS BAHL, J. (ORAL)

CM-18418-CII-2024

1. This is an application under Section 151 CPC read with Order 9 Rule 9 CPC for recalling the order dated 04.10.2024 whereby the petition has been dismissed for non-prosecution.

2. For the reasons mentioned in the application, which is duly supported by an affidavit, the same is allowed. The order dated 04.10.2024 is recalled and the main petition is restored to its original number.

CM-19705-CII-2024

1. Present application has been filed under Section 151 CPC seeking permission for placing on record the documents as Annexure P-6



**CM-18418-CII-2024 in/and -2-
CR-5615-2024 (O&M)**

to P-8.

2. For the reasons mentioned in the application, which is duly supported by an affidavit, the same is allowed and the documents are taken on record as Annexures P-6 to P-8.

CR-5615-2024

1. Present civil revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 22.08.2024 (Annexure P-1) passed by the Civil Judge (Jr. Division), SAS Nagar, Mohali, vide which the application filed by the petitioner under Order VII Rule 11 read with Section 151 CPC has been dismissed.

2. Learned counsel for the petitioner has submitted that since in the impugned order, it has been mentioned that the plea of limitation is a mixed question of fact and law and the same is a matter of trial, thus, the petitioner be permitted to withdraw the present revision petition with liberty to take up all pleas before the trial Court during the course of arguments.

3. Dismissed as withdrawn, with the aforesaid liberty.

October 24, 2024
naresh.k

**(VIKAS BAHL)
JUDGE**

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