



CR-6142-2024

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

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Date of Decision: 22.10.2024

Yograj

..... Petitioner

Versus

Pardeep

..... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Kamal Chaudhary, Advocate
for the petitioner.

VIKAS BAHL, J (ORAL)

1. This is a civil revision petition filed under Article 227 of the Constitution of India for setting aside the order dated 01.10.2024 (Annexure P-8) passed by the learned Civil Judge (Jr. Division), Faridabad, whereby, the application under Order 7 Rule 11 CPC, has been rejected.

2. Learned counsel for the petitioner has submitted that since in paragraph 3 of the impugned order, it has been observed that the ground of limitation and maintainability of the suit is not to be taken into consideration after going through the written statement and the Court is only to confine itself to the plaint while adjudicating the said application under Order 7 Rule 11 CPC and further on account of the fact that the said objections have been raised by the petitioner in the written statement (Annexure P-6), he seeks permission of this Court to withdraw the present petition, with liberty to take up all the pleas, as are available to the petitioner including the plea of

limitation, during the course of trial.

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3. In view of the statement made by learned counsel for the petitioner, the present revision petition is dismissed as withdrawn with the liberty aforesaid.

22.10.2024
D.Bansal

(VIKAS BAHL)
JUDGE

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