



CR-6595-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(119)

CR-6595-2024

Date of Decision: - 13.11.2024

Rati Pal Singh (since deceased) through his LR's

....Petitioner

Versus

Ombir Singh (since deceased) through his LR's and Ors.

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Randhir S. Hooda, Advocate, for the petitioner.

VIKAS BAHL, J. (ORAL)

1. Present revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 09.07.2018 (Annexure P-1) passed by the Additional District Judge, Gurugram whereby the first appeal bearing CA-2151-2014 titled as 'Ratipal Vs. Ombir etc.' preferred by predecessor in interest of the petitioner has been dismissed.

2. A perusal of the paper-book would show that the predecessor in interest of the petitioner had filed an application for restoration of the appeal and on 24.09.2024, the following order was passed on the same: -

*“Present: Sh. Hira Nand Paliwal, Advocate for the appellant.**Sh. Rajneesh Aggarwal, Advocate for the respondent No.1.**ORDER*

Today, learned counsel for the appellant vide his separately recorded statement has stated as under:



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'I withdraw my present civil miscellaneous application with liberty to file a fresh.'

Heard. In view of the statement so recorded by the learned learned counsel for appellant, the present civil miscellaneous application is hereby dismissed as withdrawn with liberty as prayed for. File be consigned to record room after due compliance.

Announced

Date of Order: 24.09.2024"

3. Learned counsel for the petitioner has submitted that in view of the above, the petitioner be permitted to withdraw the present petition with liberty to file a fresh application before the 1st Appellate Court, which liberty had been granted by the 1st Appellate Court vide order dated 24.09.2024.

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 In view of the statement made by learned counsel for the petitioner, the present revision petition is dismissed as withdrawn with the aforesaid liberty.

November 13, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No