

2024.PHHC.147782



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

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**RA-CW-467-2024
in CWP-2852-2024
Date of Decision: 12.11.2024**

PRIME AUTOMOBILES PVT. LTD.

... Petitioner

VERSUS

UNION OF INDIA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Jasdeep Singh Gill, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant application has been filed under Order 47 Rule 1 read with Section 114 and 151 of C.P.C. for seeking review of the judgment dated 22.10.2024 passed by this Court on a limited finding returned by this Court in Paragraph Nos.6.2 and 6.11 of the said judgment to the extent of the gate having been opened by the petitioner without obtaining permission from the Competent Authority.

Counsel for the applicant-petitioner contends that the said arguments was raised by the respondents during the course of hearing but was not part of the pleading and there was no occasion for him to rebut the same.



Be that as it may, the writ petition has been dismissed not just on the said two findings and all other arguments raised were examined and considered by this Court. The finding as recorded at Paragraph Nos.6.2 and 6.11 are in furtherance of the submission made during the course of argument and have been duly dealt with. The counsel for the applicant-petitioner may, if so advised, take recourse to an appropriate statutory remedy by challenging the said judgment. He, however, cannot seek reopening of the entire case under the garb of seeking review of the impugned judgment. In any case, even if the said findings are ordered to be expunged from the impugned order, the same shall nonetheless have no bearing on the final decision rendered in the said judgment.

Instant Review Application is accordingly dismissed.

NOVEMBER 12, 2024.
rajender

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No