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

CR-6899-2024

Date of decision: 27.11.2024

Krishan

...Petitioner

Versus

Vikram and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Sumit Sangwan, Advocate for the petitioner.

VIKAS BAHL, J. (ORAL)

1. This is a revision petition filed under Article 227 of the Constitution of India for setting aside the order dated 07.10.2024 (Annexure P-1) passed by the Additional Civil Judge (Senior Division), Charkhi Dadri vide which an application dated 11.12.2023 (Annexure P-2) filed by the petitioner under Order 1 Rule 10 read with Section 151 CPC has been dismissed.

2. Learned counsel for the petitioner has submitted that since in the present case, the suit filed by respondent No.1 is only for prohibitory and mandatory injunction restraining the defendants therein, from interfering in the possession of the plaintiff and no relief is sought against the present petitioner and also since it is the choice of the plaintiff to seek relief against those persons against whom he wishes to seek relief, being



“dominus litis” thus, he seeks permission of this Court to withdraw the present revision petition with liberty to the petitioner to establish his plea that it is the petitioner who is in possession of the property in appropriate proceedings.

3. In view of the above, the present revision petition is dismissed as withdrawn with liberty aforesaid.

4. It is made clear that this Court has not opined on the merits of the contentions of the petitioner as to whether he is in possession of the suit premises or not and in case such an issue arises in any proceedings instituted by or against the petitioner, same would be decided independently by the said Court after hearing all the parties concerned.

27.11.2024
Pawan

(VIKAS BAHL)
JUDGE

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