



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR-696-2023(O&M)

Date of decision: 28.10.2025

Malkiat Singh

... Petitioner

Versus

Sudesh Kumari and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Kushagra Mahajan, Advocate,
for the petitioner.
Ms. Kashish Mehta, Advocate, for
Mr. J.S. Dadwal, Advocate, for respondents No.2 & 3.

VIKRAM AGGARWAL, J. (ORAL)

The challenge in the instant revision petition, preferred under Article 227 of the Constitution of India, is to order dated 09.05.2022 passed by the Court of Additional District Judge, Amritsar, vide which the application under Section 5 of the Limitation Act, as also the appeal, were dismissed.

2. On the aforesaid issue, this Court has recently pronounced a judgment dated 14.10.2025 in CR-1901-2025 [**Sunil Kumar Dahiya v. Suresh Kochhar**], vide which it has been held that where an application seeking condonation of delay in filing the appeal and, consequently, the appeal itself are dismissed, the only remedy available would be to file an appeal against the said decision, and that the revision petition would not be maintainable.

3. That being so, learned counsel for the petitioner submits that he may be permitted to withdraw the instant revision petition, as the petitioner shall avail the remedy of filing appeal against the said impugned order.

4. The petition is accordingly dismissed as having been withdrawn.

(**VIKRAM AGGARWAL**)
JUDGE

October 28, 2025

Rajan

Whether speaking / reasoned:
Whether Reportable:

Yes/No
Yes/No