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

1. CR-4006-2019 (O&M)  
Date of decision: 17.03.2025

Gaurav Puri

...Petitioner

Versus

Surta Singh (deceased) through his LRs and others

...Respondents

2. ESA-202-2018 (O&M)  
Date of decision: 17.03.2025

Gaurav Puri

...Appellant

Versus

Surta Singh (deceased) through his LRs and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**

Present: Mr. Abhilaksh Grover, Advocate and  
Ms. Sarita, Advocate for the petitioner.  
(in both the cases)

Mr. Balbir Singh Jaswal, Advocate for the respondents.  
(In both the cases)

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**VIKAS BAHL, J. (ORAL)**

1. The present order would dispose of CR No.4006 of 2019 as  
well as ESA No.202 of 2018.

2. During the course of arguments, it has been fairly stated that



the possession of the property has already been handed over to the respondents in pursuance of the judgment and decree dated 17.12.1991 passed in Civil Suit No.193 dated 23.11.1987. It is also not in dispute that the present petitioner, whose case is that he was a tenant of Subegh Singh, did not have any right prior to 23.11.1987 and the right, if any, was subsequent to the filing of the said civil suit and thus, as per the provisions of Order 21 Rule 102 CPC, the petitioner/appellant/objector being transferee pendente lite did not have any right to raise third party objections.

3. Learned counsel for the petitioner/appellant/objector has submitted that in view of the above said facts, the petitioner be permitted to withdraw the present revision petition as well as execution second appeal with liberty to institute proceedings in accordance with law, if so, advised, being transferee pendente lite having acquired interest during the pendency of the proceedings.

4. In view of the above, the present revision petition as well as the present execution second appeal are dismissed as withdrawn with liberty aforesaid.

5. It is made clear that in case any such proceedings are initiated by the petitioner/appellant/objector then the same would be considered independently after hearing all the parties concerned.

6. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

**17.03.2025**

*Pawan*

**Whether speaking/reasoned:-**  
**Whether reportable:-**

**(VIKAS BAHL)**  
**JUDGE**

**Yes/No**  
**Yes/No**