



**CR-133-2024 and
CR-6711-2023**

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

(207)

1.

CR-133-2024

M/s Umang Foods and another

....Petitioners

Versus

M/s Sky Lark Farms and another

.....Respondents

2.

CR-6711-2023

M/s Sky Lark Farms

....Petitioner

Versus

M/s Umang Foods and others

.....Respondents

Date of decision: - 12.01.2026

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Balbir Singh Saini, Advocate
for the petitioner in CR-133-2024 and
for respondents No.1 and 2 in CR-6711-2023.

Mr. Tejas Bansal, Advocate
for the petitioner in CR-6711-2023 and
for respondent No.1 in CR-133-2024.

VIKAS BAHL, J. (ORAL)

1. This order will dispose of two civil revision petitions. The first revision petition i.e. CR-133-2024 has been filed by defendants No.1 and 2 challenging the impugned order dated 16.10.2023 passed by the trial Court in Civil Suit No.327 of 2023, vide which the application under Order 7 Rule 11 CPC for rejection of plaint, filed by the



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petitioners/defendants No.1 and 2, has been dismissed. Civil Revision No.6711 of 2023 has been filed by the petitioner/plaintiff challenging the order dated 16.10.2023 (Annexure P-1) passed by the trial Court in Civil Suit No.327 of 2023, vide which the application under Order 38 Rule 5 CPC filed by the petitioner for attachment of the property of the respondent No.2/defendant No.2 and restraining respondent No.2/defendant No.2 from alienating the said property during the pendency of the civil suit has been dismissed.

2. Section 8 of the Commercial Courts Act, 2015 is reproduced as under: -

“8. Bar against revision application or petition against an interlocutory order.—Notwithstanding anything contained in any other law for the time being in force, no civil revision application or petition shall be entertained against any interlocutory order of a Commercial Court, including an order on the issue of jurisdiction, and any such challenge, subject to the provisions of section 13, shall be raised only in an appeal against the decree of the Commercial Court.”

3. Learned counsel for the petitioners in CR-133-2024, in which defendants No.1 and 2 have filed the revision petition, has fairly submitted that in view of the above-said Section 8 of the Commercial Courts Act, 2015, the petitioners be permitted to withdraw the present revision petition with liberty to challenge the impugned order dated 16.10.2023 (Annexure P-9), if need be, along with the appeal, if any, the petitioners are required to file, in case a decree is passed by the Commercial Courts against the present petitioners.

4. Learned counsel for respondent No.1 has no objection to the

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said course of action.

5. Keeping in view the above-said facts and circumstances and the fair stand taken on behalf of the petitioners as well as on behalf of respondent No.1, the petitioners are permitted to withdraw the present revision petition i.e. CR-133-2024 with the liberty aforesaid.

6. In Civil Revision No.6711 of 2023, learned counsel appearing for respondent Nos.1 and 2 has fairly submitted that the property in question is pledged with the Bank and thus, till the time the suit is pending, there is no question that respondent No.1 and 2 would alienate the property.

7. Learned counsel for the petitioner in CR-6711-2023 has submitted that in view of the said statement made by respondents No.1 and 2, the present revision petition be disposed of.

8. Keeping in view of the above-said facts and circumstances, CR-6711-2023 is disposed of.

January 12, 2026
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**(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No