

**CR-1798-2024 (O&M)****-1-****IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****(127)****CR-1798-2024 (O&M)****Date of Decision: - 11.03.2026****Mewa Singh****....Petitioner****Versus****Balbir Singh Boparai and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Inderjit Sharma, Advocate
for the petitioner.

Mr. Amandeep Singh Manaise, Advocate,
for respondents No.1 and 2.

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

1. Present revision petition has been filed under Article 227 of the Constitution of India for quashing of the impugned order dated 13.02.2024 (Annexure P-4) passed by the Civil Judge (Junior Division), Gurdaspur, whereby an application under Order 7 Rule 11 CPC for rejection of plaint has been dismissed.

2. Learned counsel for the petitioner has submitted that the petitioner has already taken the objections in the written statement to the effect that the suit is not maintainable before the Civil Court as the entity in question is a private limited company and has thus submitted that the petitioner be permitted to withdraw the present revision petition with liberty to take up all points which have been raised in the written

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statement during the course of trial. It is submitted that the trial Court be directed to decide the same de hors of the observations made in the impugned order.

3. Learned counsel for respondents No.1 and 2 has submitted that even the evidence and documents led by the plaintiffs be also considered while deciding the said issues.

4. Keeping in view the above-said facts and circumstances, the present revision petition is dismissed as withdrawn with liberty to both the parties to raise all pleas including the plea with respect to maintainability during the course of trial and the trial Court would decide the said issues independent of the observations made in the impugned order.

March 11, 2026*naresh.k***(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No