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

(304)

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Date of Decision: - 10.03.2026

Punjab State Power Corporation Limited and another**....Petitioners****Versus****Vijay Kumar Katia****.....Respondent****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Aman Pal, Senior Advocate, with
Mr. Japsehaj Singh, Advocate
for the petitioners.

Ms. Anu Garg, Advocate
for the respondent.

VIKAS BAHL, J. (ORAL)

1. Present revision petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 12.01.2023 (Annexure P-4) passed by the Civil Judge (Senior Division), Bathinda, vide which the application under Order 7 Rule 11 CPC read with Section 151 CPC for rejection of plaint has been disposed of.

2. Learned counsel for the respondent has submitted that as per the impugned order, it has been observed that the points which have been raised by the petitioners under Order 7 Rule 11 CPC are stated to be issues in which evidence is required and that the Court would also be framing separate issues. It is further submitted that vide order dated



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11.08.2023, the trial Court has framed the issues with respect to the objections raised by the petitioners. It is argued that the issues raised by the petitioners in the application under Order 7 Rule 11 CPC are mixed questions of law and facts, which can only be decided after due trial.

3. Learned senior counsel for the petitioners, in view of the said facts and circumstances, has submitted that the petitioners be permitted to withdraw the present revision petition with liberty to raise all pleas which are available to them during the course of trial and has further prayed that the trial Court be directed to decide the same uninfluenced by the observations made in the impugned order.

4. Learned counsel for the respondent has no objection to the said course of action and has submitted that the arguments raised by the respondent be also taken into consideration.

5. Keeping in view the above-said facts and circumstances, the petitioners are permitted to withdraw the present revision petition with liberty to raise all pleas which are available to them during the course of trial and the trial Court is requested to decide the matter after hearing both the parties uninfluenced by the observations made in the impugned order.

March 10, 2026

naresh.k

**(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No