

Komal Singh Vs. Sahab Singh

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Court : Madhya Pradesh

Decided On : Jun-19-2013

Appellant : Komal Singh

Respondent : Sahab Singh

Advocate for Pet/Ap. : Shri. Nitin Agrawal

Judgement :

Writ Petition No.9400/2013 19.06.2013 Shri Nitin Agrawal, learned counsel for the petitioners. He is heard on the question of admission.

The petitioner - defendant has filed this petition under Article 227 of the Constitution of India being aggrieved by the order dated 24.4.2013, passed by the Civil Judge, Class-I, Pipariya in Co.No.14-A/ 11, (old No.3-A/11) filed by the petitioners against the respondents whereby application filed under Order 6, Rule 17 of CPC, (Ann.

P-3) has been dismissed.

In the course of arguments on admission in response of some query based on available circumstances and the status of the impugned suit that the same is fixed for final arguments, instead to argue further, petitioners counsel seeks permission to withdraw this petition with liberty to raise the grounds and the questions raised in this petition subject to final judgment and decree of the trial court, on arising the occasion in duly constituted appeal.

Considering the aforesaid prayer, without expressing any opinion on merits of the matter regarding the issue involved in this petition, the same is hereby dismissed as withdrawn and not pressed by extending the liberty to the petitioners as prayed.

C c as per rules.

(U.C.Maheshwari) Judge bks

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