

ITEM NO.36

COURT NO.7

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).26503/2011

(From the judgement and order dated 05/05/2011 in CWJC
No.14251/2010 of The HIGH COURT OF PATNA)

LALBABU SAH Petitioner(s)

VERSUS

BASINATH PANDIT AND ANR. Respondent(s)

(With prayer for interim relief)

Date: 30/09/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s) Mr. Subhro Sanyal,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

This is a petition for setting aside order dated 5.5.2011 passed by the learned Single Judge of the Patna High Court, whereby he dismissed the petition filed by the petitioner against the order passed by the trial Court on an application filed by respondent No.2 under Order 1 Rule 10, CPC.

After arguing the case for some time, learned counsel for the petitioner submitted that his client may be

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permitted to withdraw the special leave petition with liberty to raise all legally permissible objections during the trial of the case.

The request of the learned counsel is accepted and the special leave petition is dismissed as withdrawn with liberty in terms of the prayer made.

(Parveen Kr. Chawla)
Court Master

(Phoolan Wati Arora)
Court Master