

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

(227)

**CR No.3711 of 2014 (O&M)
Decided on: July 28, 2015.**

Ramesh Kumar

.... Petitioner

Versus

Megh Raj

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. K.V. Singh Ahluwalia , Advocate,
for the petitioner.

Mr. A. K. Walia, Advocate
for the respondent.

M.M.S. BEDI, J (ORAL)

In this case, notice of motion was issued on 22.07.2014 only on the limited question as to why the two suits should not be clubbed together to avoid conflict of decisions and to make it more convenient for the trial Court to decide both matters together.

On asking of the Court, counsel for the petitioner informs that the two suits pending between the same parties pertaining to the same properties filed on the basis of different cause of action have been entrusted to same Court and are being taken on same dates but these have not been clubbed together.

Taking into consideration the nature of the litigation between the parties and the circumstances that both the suits pertaining to the same subject matter are being fixed before the same Court and are taken up simultaneously, I do not find any ground to issue any further direction for clubbing of both the cases. Leaving it to the wisdom of the trial Court to

club the cases together, in case, it is convenient for just adjudication of the controversy, this petition is dismissed. However, it is observed that it will be appreciated in case the trial Court, taking into consideration the convenience of both the parties and nature of the litigation take up both the cases between the same parties simultaneously fixing the same dates in order to avoid any contradictory judgments.

It will be open to the trial Court to decide the cases in accordance with law, taking into consideration the above said observations of this Court.

(M.M.S. BEDI)
JUDGE

July 28, 2015
harsha