

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

(107)

CR No.4014 of 2015

Decided on: July 01, 2015.

Standard Combines Pvt. Ltd.

.... Petitioner

Versus

Continetal Engines Ltd. and others

..... Respondents

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

Present: Mr. Rahul Prashar, Advocate,
for the petitioner.

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

This is plaintiff's revision petition against the order dated 01.04.2015 passed by the Civil Judge (Senior Division) Barnala, dismissing the application for restoration of civil suit for recovery filed by the plaintiff-petitioner. Suit of the plaintiff was dismissed under Order 9 Rule 8 CPC on 18.07.2011.

Perusal of Order 43 Rule 1 (c) CPC indicates that an order rejecting an application for setting aside of dismissal of the suit under Order 9 Rule 9 CPC would be an appealable order.

This petition is disposed of as not maintainable with liberty to the petitioner to file an appeal in accordance with law alongwith certified copy of the impugned order which has not been appended with the present revision petition and has been retained by the petitioner. A liberty is given to the petitioner to file appeal availing the benefit of Section 14 of the Limitation Act, 1963.

**(M.M.S. BEDI)
JUDGE**

July 01, 2015
harsha