

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

Civil Revision No.4207 of 2013 (O&M)

Date of decision: 21.04.2015

Ram Kumar and others

... Petitioners

versus

Bhali and others.

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Munish Kumar Garg, Advocate,
for the petitioners.

Mr. Rakesh Nehra, Advocate,
for respondents 1 to 5.

K.Kannan, J. (Oral)

1. The application under Order 41 Rule 27 CPC cannot be disposed of except along with the appeal. In the manner of consideration, the court shall do what Order 41 Rule 28 CPC provides as to how the additional evidence is to be considered or not. The order is erroneous and it is set aside. The matter is remitted to the court below for consideration of application along with appeal uninfluenced by any observations made by the court when it passed the order.

2. Civil revision is disposed of

**(K.KANNAN)
JUDGE**

21.04.2015

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