

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 5737 of 2015 (O/M)
Date of decision : 3.9.2015

Richpal Singh and others

..... Revisionists

Versus

M/s Shalimar Town Planners Pvt. Ltd. and another Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Mayank Mathur, Advocate, for the revisionists.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

Impugned in the present revision is the order dated 7.7.2015 (Annexure-P-5), passed by the learned Additional Civil Judge (Senior Division), Faridabad, vide which the applications filed by defendants/revisionists under Order 7 Rule 11 of Code of Civil Procedure, 1908 ('CPC'), were dismissed.

Learned counsel for the revisionists contends that the applications of the defendants/revisionists under Order 7 Rule 11 CPC were dismissed. They had contended before the lower Court that the suit is barred by limitation, as per the pleadings.

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However, a perusal of the impugned order shows that the lower Court has taken the view that the question of limitation being attracted in the present case is a mixed question of law and fact. Therefore, the lower Court has taken the view that the matter be decided after framing the issues and allowing the party to lead the evidence. There is no illegality or infirmity in the impugned order.

The present revision is accordingly dismissed.

(KULDIP SINGH)
JUDGE

3.9.2015
sjks