

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.631 of 2015

Date of decision: January 28, 2015.

Mohinder Singh

... **Petitioner**

v.

Ram Pal Singh etc.

... **Respondents**

CORAM: **HON'BLE MR. JUSTICE DR. BHARAT BHUSHAN PARSOON**

Present: Shri Rakesh Dhiman, Advocate, for the petitioner.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Aggrieved with order dated 9.10.2014 whereby application of the plaintiff, petitioner herein, for consolidation of two suits was dismissed by the lower court, forms genesis of this revision petition.

2. The present case, seeking decree of partition by way of metes and bounds with consequential relief of permanent injunction, having been filed by the plaintiff on 11.5.2009, is at the final stage of arguments. At this stage, an application was moved for consolidating of another suit with this suit without even clarifying as to how this course sought to be adopted by the petitioner would help effective, competent and wholesome adjudication of both the suits.

3. Perusal of the impugned order as well as of the paper book reveals that in both the suits not only the suit property is different but even the parties are not the same. Both the suits even otherwise are at different stages of proceedings. It is already mentioned that the present suit is at the final stage. The lower court was right in rejecting the application for

consolidation of these two suits when neither the property nor the parties are the same and thus the application was rightly dismissed.

4. There being no merit, the revision petition is dismissed.

January 28, 2015.
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[Dr. Bharat Bhushan Parsoon]
Judge

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *Whether to be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*