

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

Civil Revision No.8402 of 2015

Date of decision: 10.12.2015

Ramesh Aggarwal

.....Petitioner

Versus

Murli Manohar and others

.....Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Rajinder Sharma, Advocate,
for the petitioner.

Ritu Bahri, J.

Challenge in this petition is to the order dated 18.09.2015 passed by the Civil Judge (Junior Division), Amritsar, whereby application filed by the plaintiff-petitioner under Order 8 Rule 1 read with Section 151 CPC for striking off the defence of defendants-respondents, has been dismissed.

Perusal of the impugned order shows that the defendants-respondents have made a number of applications. One such application was filed on 22.04.2014 under order 7 Rule 14 CPC for production of documents, which was disposed of on 22.04.2014. Thereafter, again an application under Order 11 Rules 14 & 15 CPC was filed by defendant Nos. 1 to 5 on 29.04.2014, which was disposed of on 16.05.2014. On 29.05.2014, another application was filed under Order 1 Rule 10 CPC, which is still pending before the trial Court. The case was fixed for 14.10.2014 for consideration of the aforesaid application, however, on the said date, the present application under Order 8 Rule 1 CPC was filed by the plaintiff-

petitioner.

While dismissing the instant application, the trial Court has observed that some time was taken to decide the aforesaid applications.

Keeping in view the fact that application under Order 1 Rule 10 CPC is still pending consideration, the present application has been rightly dismissed by the trial Court. Moreover, written statement and reply to stay application have already been filed by the defendants-respondents.

In view of the above, no ground is made out to interfere in the impugned order.

Dismissed.

10.12.2015
ajp

(RITU BAHRI)
JUDGE