

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

**CR No. 1358 of 2016 (O&M)
Date of decision: 09.03.2016**

Gurcharan Singh

... Petitioner

versus

General Public

.... Respondent

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. M.S. Talwar, Advocate for the petitioner.

K.Kannan, J. (ORAL)

There is no point in filing an application for consideration of written arguments when the appeal has been dismissed. There is a right of second appeal on substantial question of law to be framed under Section 100 CPC. The issue of whether a suit for declaration could be maintained against the general public is still an issue that will be kept at large and the Court will consider the same if the plaintiff prefers a second appeal against the judgment rendered by the Appellate court. Since the application for reconsideration of the judgment has come through an interim application, filed after the disposal of the appeal, I am of the view that it is more efficacious to challenge the correctness of judgment brought by means of a regular second appeal.

The revision petition is dismissed but with liberty as aforesaid.

**(K.KANNAN)
JUDGE**

09.03.2016

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