

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

CR No. 2615 of 2012 (O&M)

Date of decision :04.05.2016

Nishant Buildwel Pvt. Ltd.

.....Petitioner

Versus

Ajit Singh and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr. Jagdeep Singh Bajwa, Advocate
for Mr. G.B.S.Dhillon, Advocate
for the petitioner.

Mr. Kanwaljit Singh Sidhu, Advocate
for respondents no.1 and 2.

DARSHAN SINGH, J. (Oral)

On 14.08.2013, the following order has been
passed:-

“Mr. Jain submits that the suit filed by plaintiff-petitioner
has been dismissed in default. An application for restoration has been
filed which is yet to be decided.

Learned counsel appearing for the petitioner prays for some
time to seek instructions. On her request, adjourned to 03.09.2013.”

Again on 03.09.2013, the following order was
passed:-

“On the last date of hearing, following order was passed in
this case:-

*“Mr. Jain submits that the suit filed by plaintiff-
petitioner has been dismissed in default. An application for
restoration has been filed which is yet to be decided.*

Learned counsel appearing for the petitioner prays for

some time to seek instructions. On her request, adjourned to 03.09.2013.”

Learned counsel for the petitioner prays for one last opportunity to seek instructions.

On her request, adjourned to 12.1.2014.”

After that the present revision petition has been adjourned 11 times and no information has been supplied by learned counsel for the petitioner as to what happened to the application moved by the plaintiff for restoration of the suit. Even though, the last opportunity for this purpose was granted vide order dated 03.09.2013.

As the main case was already dismissed in default and no information is being supplied by learned counsel for the petitioner as to whether the suit was restored or not. So, the present revision petition is hereby dismissed being infructuous. However, the petitioner shall be at liberty to move the application for revival of the revision petition, if the suit filed by him has been restored.

04.05.2016

S.khan

**(DARSHAN SINGH)
JUDGE**