

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

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**CWP No.13207 of 2016****Date of Decision: -11.07.2016**

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*Hemchander @ Bheem Chander**. . . . Petitioner**Versus**State of Haryana and others**. . . . Respondents*

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**CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN**

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Present: Mr.Parveen Kaushik, Advocate,  
for the petitioner.

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**RAKESH KUMAR JAIN, J. (ORAL)**

This petition is filed in order to challenge the order dated 24.12.2016, which has been allegedly passed against the petitioner *ex parte*.

Learned counsel for the petitioner has submitted that after the said order has been passed the respondents have filed execution also.

I have heard learned counsel for the petitioner and after examining the available record, am of the considered opinion that since the petitioner was proceeded *ex parte* on 14.1.2015 and an *ex parte* order has been passed against him, the proper remedy available to the petitioner is to file an application to the same Court for the purpose of setting aside the *ex parte* order showing the cause for his non-appearance.

In view thereof, I do not find any reason to interfere in this petition, however, liberty is granted to the petitioner to approach the same Court by filing an application for setting aside the *ex parte* order.

Disposed of.

**(RAKESH KUMAR JAIN)**  
**JUDGE**

**11.07.2016***Vivek*