

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA
AT CHANDIGARH**

**CR No. 2575 of 2017 (O&M)
Date of decision: 17.4.2017**

Makhan Singh and others

...Petitioners

Versus

Karanvir Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Parveen Kumar Garg, Advocate
for the petitioners.

RAMESHWAR SINGH MALIK, J. (Oral)

Present revision petition filed under Article 227 of the Constitution of India, is directed against the order dated 25.1.2017 (Annexure P-1), whereby application of the petitioners under Order 1 Rule 10 of the Code of Civil Procedure ('CPC' for short), was dismissed and they were not found either necessary or proper parties to the suit.

After arguing the case for some time, learned counsel for the petitioners restricted his prayer to the limited extent that petitioners shall move an appropriate application under Order 1 Rule 8A CPC before the learned trial court and it may be directed to consider the application sympathetically and decide the same, by passing an appropriate order, in accordance with law.

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In view of the abovesaid fair and genuine prayer made by learned counsel for the petitioners, impugned order dated 25.1.2017 (Annexure P-1) is upheld. However, while disposing of this revision petition, learned trial court is directed to consider the application to be filed by the petitioners under Order 1 Rule 8A CPC and decide the same by passing an appropriate order, in accordance with law.

With the abovesaid observations made and directions issued, present revision petition stands disposed of.

17.4.2017
AK Sharma

(RAMESHWAR SINGH MALIK)
JUDGE

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No