

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

CR No.5117 of 2015 (O&M)

Date of decision: 19.05.2017

Sunder Singh

... Petitioner

Vs.

Ashwani Kumar Nangia and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. S.K. Gupta, Advocate
for the petitioner.

Mr. Ashish Chopra, Advocate
for respondents No.1 to 5.

RAMESHWAR SINGH MALIK, J. (ORAL)

Feeling aggrieved against the order dated 30.05.2015 (Annexure P-2) passed by the learned trial Court, striking off the defence of defendant No.3, he has approached this Court by way of instant revision petition under Article 227 of the Constitution of India, for setting aside the impugned order.

Notice of motion was issued.

Heard learned counsel for the parties.

Learned counsel for the contesting respondents No.1 to 5 fairly states that in view of the peculiar facts and circumstances of the case, he would have no objection in case the instant revision petition is allowed, granting one more opportunity to the petitioner to file his written statement.

In view of the abovesaid fair statement made by learned counsel for the contesting respondents No.1 to 5, impugned order dated 30.05.2015 (Annexure P-2) passed by the learned trial Court is hereby set aside. One more opportunity is granted to the petitioner-defendant No.3 to file his written statement on or before the next date of hearing before the learned trial Court.

However, keeping in view the long pendency of the suit, the learned trial Court is directed to expedite the proceedings making an endeavour to decide the civil suit as early as possible.

Parties are directed to appear before the learned trial Court on 05.07.2017.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

19.05.2017
vishnu

Whether speaking/reasoned Yes/No

Whether reportable Yes/No