

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

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Civil Revision 7051 of 2017 (O&M)
Date of decision: 10.10.2017

Krishan Kumar Arora and another

..... *Petitioners*

Versus

Dr. Satnam Singh and others

.....*Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

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Present: Mr. Namit Gautam, Advocate
for the petitioners

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Rekha Mittal, J. (Oral)

The present petition directs challenge against order dated 05.09.2017 (Annexure P7) passed by the Civil Judge (Junior Division), Ludhiana whereby application filed by the petitioners/defendants No. 4 and 5 for consolidation of suit titled 'Dr. Satnam Singh v. Jasbir Singh and others' with suit titled 'Krishan Kumar v Parminder Kaur and others' has been dismissed.

Perusal of the plaint of suit *Krishan Kumar Arora and another v Parminder Kaur and another* (Annexure P1) would make it evident that subject matter of the lis is land measuring 1373 square yards out of land measuring 1575 sq. yards, detailed in the opening para of head note of the plaint. In suit filed by *Dr. Satnam Singh and another v Jasvir Singh and others* (Annexure P3) in which the petitioners were later impleaded as defendants, property measuring 600.66 square yards, detailed therein is subject matter of the litigation but the said property appears to be a part of

total land measuring 1373 square yards claimed in the suit filed by Krishan Kumar Arora and another. In suit titled *Krishan Kumar Arora and another v. Parminder Kaur and another*, Jasvir Singh, Sharanbir Singh and Sarup are not a party. The trial Court has noticed that the stage at which both the suits are pending, is different. Under the circumstances, I do not find any patent error in the impugned order warranting intervention in exercise of supervisory jurisdiction of this Court. This apart, the Court below has already taken care of apprehension of the petitioners that there may not be contradictory judgments passed in the cases by observing that both the suits would be decided simultaneously by the same Court.

For the foregoing reasons, finding no merit, the petition fails and is accordingly dismissed *in limine*.

(Rekha Mittal)
Judge

10.10.2017
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Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No