

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.4011 of 2015(O&M)
Date of Decision: 19.09.2018

Samsuddin and another

.....Petitioners

Versus

Ali Mohd. and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Kunal Dawar, Advocate
for the petitioners.

Mr. G.S. Bhatia ,Advocate
for the respondents.

RAJ MOHAN SINGH, J.(Oral)

[1]. Civil revision was dismissed for want of prosecution vide order dated 09.01.2018. The said order was recalled in CM No.2427-CII of 2018 subject to payment of Rs.10,000/- as costs to be deposited with the Haryana State Legal Services Authority. The revision petition was ordered to be restored to its original number. The case was adjourned to 25.05.2018.

[2]. Perusal of the record would show that the cost was not paid before the adjourned date. The case was further adjourned for today. As per office report, the petitioner has not paid any requisite costs till date.

[3]. Learned counsel for the petitioners submits that the

petitioners are not in touch with his office.

[4]. The material available on record would show that the plaint and decree were allowed to be amended. Resultant sale deed dated 23.05.2012 was also amended before filing of the civil revision.

[5]. Khasra No.7(8-0) of rectangle No.60 was missing in the plaint as well as in the decree and the same was allowed to be incorporated in the decree and consequent sale deed. Khasra No.12/2 (3-0) was wrongly written as 2 kanals 0 marla and khasra No.13(7-13) was wrongly described as (3-13). Necessary correction was allowed and thereafter, the same was given effect in the amended sale deed dated 23.05.2012 before filing of the present revision petition.

[6]. Since the order dated 12.03.2018 has not been complied with, therefore, there is no justification to allow the petitioners to pursue this revision petition even on merits.

[7]. In view of above, the present revision petition is dismissed.

September 19, 2018

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**(RAJ MOHAN SINGH)
JUDGE**

**Whether reasoned/speaking
Whether reportable**

**Yes/No
Yes/No**