

Considering the fact that the fault was of one date and case is required to be decided on merits, without issuing notice to opposite party

CR No. 390 of 2018 (O/M)

and without going into further merits of the case, impugned orders are hereby set aside. Defendant No. 5-present petitioner is allowed to join proceedings from the said stage and allowed to contest the case on merits, subject to payment of Rs. 5,000/- as costs, payable to plaintiff. He is also required to pay earlier costs on the date of hearing fixed before the lower Court. In view of above, instant revision is allowed.

(KULDIP SINGH)
JUDGE

2.2.2018

sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No