

**136+216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CR No. 4445 of 2017(O&M)
Date of decision:27.11.2018**

The Director of Accounts (Postal), Kapurthala and others

...Petitioners

Versus

Amrik Singh Bhatti

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Chetan Mittal, Advocate with
Mr. Varun Issar, Central Govt. Counsel
for the petitioner.

Mr. Aman Chaudhary, Advocate
for the respondent.

AMIT RAWAL, J. (ORAL)

The present main petition is disposed of in view of the concession arrived at between the counsels, for, the suit filed by the respondents/plaintiffs for damages against the officers who have been impleaded in the personal capacity except defendant No.4-Director by designation. The objection taken before the Trial Court was of non-compliance of Provisions of order 27 Rule 5-A of the Code of Civil Procedure.

Faced with the situation wherein the Government in such matters is required to be implead as a defendant.

Mr. Aman Chaudhary, learned counsel appearing on behalf of the respondents/plaintiff seeks liberty of the court to file appropriate application for impleadment of Government of India but the same may not be objected to for impleadments and objections shall kept open to be decided at the final stage.

This proposal of Mr. Aman Chaudhary not been opposed by Mr. Chetan Mittal, learned Sr. Counsel assisted by Mr. Varun Issar. Impugned order

Civil Revision is disposed of, in view of aforesaid concession.

It is directed that the respondents/plaintiff shall implead the Union of India as in terms of the provisions of order 27 Rule 5-A and the newly added respondents shall at liberty to take all legal objections in accordance with law.

27.11.2018

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**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No