

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

CR No. 6263 of 2018
Date of Decision: 18.09.2018

Indian Bank through its Branch Manager
Vs
Ashish Malik and others

....Petitioner
.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Tekwinder Singh Rai, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

The application filed by the defendant No.3-petitioner Bank under Order 7 Rule 11 CPC has been dismissed vide the impugned order.

At the stage of Order 7 Rule 11 CPC, only averments made in the plaint can be seen. Para no.5 of the plaint would show allegations of connivance of defendants No.1 and 2 with defendant No.3-petitioner Bank.

Triable issue is pleaded in the plaint which cannot be appreciated at this pre-mature stage of litigation.

There is no error of jurisdiction in the impugned order passed by the trial Court.

This revision petition is accordingly, dismissed.

18.09.2018
Jyoti Yadav

**(RAJ MOHAN SINGH)
JUDGE**

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No