

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

CR no. 6784 of 2018

Date of Decision:17.10.2018

Yashvir Saini

.....Petitioner

Vs.

Shamsher Singh and another

....Respondents

CR no. 6780 of 2018

Yashvir Saini

.....Petitioner

Vs.

Rambati and another

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.N.C.Kinra, Advocate
for the petitioner in both the petitions.

AMOL RATTAN SINGH, J. (Oral)

In response to notice issued, Mr.Vikas Kumar, Advocate, appears for Rambati-respondent no.1 in CR-6780-2018 and respondent no.2 in CR-6784-2018 and has filed his power of attorneys in both the petitions, which are taken on record.

Respondent no.1 not appeared despite service of *dasti* notice through his brother, as per the report of the Registry.

Considering the fact that an application under Order IX Rule 13 CPC has been filed by the petitioner for recalling the decree passed *ex parte* against him, the appellant Court is directed to stay its hands till the decision of the said application by the trial Court, with the trial Court further directed to ensure that the said application is decided within a period of two months

from today.

Consequently, the appellate Court directed to sent the file of the trial Court immediately back to that Court.

Disposed of.

A photocopy of this order be placed on the file of the connected case.

**(AMOL RATTAN SINGH)
JUDGE**

October 17, 2018.
dharamvir