

In the High Court of Punjab and Haryana at Chandigarh

123

CR No.7355 of 2018

Date of decision: 29.10.2018

COL. BALBIR SINGH

.....petitioner

Versus

**DARSHAN VIHAR WELFARE MAINTENANCE SOCIETY
(REGD.) AND OTHERS**

.....respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. R.K.Handa, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J.(oral)

Petitioner has assailed the order dated 13.10.2018 passed by the Additional Civil judge (Sr.Divn.), S.A.S.Nagar, Mohali, vide which application under order 39 Rules 1 and 2 CPC filed by the respondents has been allowed.

In view of Order 43 Rule 1 (r) CPC, the impugned order is appealable and therefore this revision petition is not maintainable. Dismissed as such.

However, liberty is granted to the petitioner to approach the lower Appellate Court by way of miscellaneous appeal, if so advised. In the event of filing any such appeal, the lower Appellate Court shall make every endeavour to decide the same at the earliest.

October 29, 2018
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(RAJ MOHAN SINGH)
JUDGE

Whether reasoned/Speaking

Yes/No

Whether reportable

Yes/No