

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-874-2018 (O&M)

Date of decision : 9.2.2018

SIKANDER SINGH

.....PETITIONER.

VS

SMT. SIKANDER KAUR DECEASED
THROUGH LRS: GURCHARAN
SINGH AND OTHERS

.....RESPONDENT.

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Ms. Veenu Garg, Advocate for
Mr. Sunny Saggar, Advocate for the petitioner.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Heard.

Impugned in the present revision petition is the order dated 3.11.2017 (Annexure P-5) passed by learned Civil Judge (Junior Division), Ludhiana vide which trial Court refused to recall the order dated 31.5.2017 and 26.9.2017 ordering the service of LR's of defendant and not ordering substituted service.

I am of the view that process was issued to LR's of defendant and it is for the trial Court to see as to how they are to be served. This Court cannot order the substitute service.

Plaintiff cannot claim as a matter of right that LR's should be served through substituted service. Once the service is ordered, the Court cannot recall or review the order and then order the substituted service.

This petition is frivolous and dismissed accordingly.

(KULDIP SINGH)
JUDGE

9.2.2018
preeti

Whether speaking / reasoned	Yes
Whether Reportable:	No