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

CR-1567-2018 (O&M)

Date of decision : 28.03.2019

Ravinder Kumar

... Petitioner

Versus

The Controller, Punjab State Board of Technical
Education and Industrial Training and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. K.S. Sidhu, Advocate
for the petitioner.

Ms. Ambika Bedi, AAG, Punjab.

AMIT RAWAL, J. (ORAL)

The present revision petition is directed against the impugned order, whereby the application for restoration of the suit dismissed in default on 14.03.2014, has been dismissed.

The application has been filed within the prescribed period i.e. 20.03.2014. By that time, even the written statement on behalf of the defendants has not been filed. Despite that the trial Court, on receipt of the application for restoration, dismissed it.

I am of the view that such a harsh approach should not have been adopted by the trial Court, once the application was filed within the reasonable time, even by framing the issue in the application. The Court should be circumspect in continuing with the application by framing the

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issues, which, in my view, is totally a farcical exercise. According, the impugned order, is hereby set aside and the application for restoration of the suit is allowed. The suit is ordered to be restored to its original number.

With the aforesaid observations, the present revision petition stands allowed.

28.03.2019
Yogesh Sharma

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**