

SURPREET SINGH V/S NARINDER SINGH & ORS

Present:- None for the appellant.

Mr. Narinder Singh, respondent No.1 in person.

Dr. Manjit Kaur, respondent No.2 in person.

The present revision petition is filed by Surpreet Singh-plaintiff in civil suit No.45/25.02.2008 titled as 'Surpreet Singh Vs. Narinder Singh and others'. His application under Order 39 Rule 1 and 2 CPC, in the said suit, was allowed vide order dated 09.12.2008 by the Civil Judge (Jr. Division), Ludhiana. The appeal filed by the defendants was allowed vide order dated 12.05.2012 passed by the Additional District Judge, Ludhiana. Hence, this revision by the plaintiff.

The petitioner has not been served on the ground that he is not residing at the given address. However, the respondents No.1 and 2 Narinder Singh and Dr. Manjit Kaur have appeared. They have stated that the main suit has already been decided by the Trial Court on 04.02.2016 and the appeals filed against the said judgment were also dismissed on 20.10.2016 and the RSA No.6842 of 2016 filed by Surpreet Singh-plaintiff has also been dismissed on 20.02.2017 (Photocopy of the judgment is taken on record) and as such the present revision petition has become infructuous. There was no other suit except the present suit.

Statements of both the said respondents have been recorded to that effect.

In view of the said statements and the judgment placed on record, the present revision petition is dismissed as infructuous.

However, if the petitioner disputes the above said factual position, he will be at liberty to file an application for revival of the case.

(J.C. Verma)
President

(Arvind Kumar)
Member

26.09.2019
Atul