

CR No.4126 of 2019 (O&M)
Date of Decision: 8.7.2019

Manjit Kaur

.....Petitioner

Versus

Kuljit Singh and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. N.S. Diwana, Advocate, for the petitioner.

NIRMALJIT KAUR, J. (ORAL)

The present revision petition has been filed for setting aside the order dated 12.2.2019, vide which, the application under Order 9 Rule 13 CPC for setting aside the ex-parte judgment and decree dated 3.2.2016 has been allowed and the suit is restored at its original number.

It is evident from a perusal of the said order that the counsel for the respondent-defendants had made a statement before the Court to withdraw his power of attorney. In these circumstances, the Court was required to issue notice to the defendant/respondents. Instead, they were proceeded ex parte. In any case, the suit has been restored at its original number with a direction to both the parties to conclude their evidence within two months. The said order was passed on 12.2.2019. Four months have already passed.

Accordingly, no ground for interference is made out.

Dismissed.

However, the trial Court shall decide the same as expeditiously as possible preferably within two months of the date already fixed before the trial Court.

(NIRMALJIT KAUR)
JUDGE

8.7.2019
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Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No