

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

Sr. No.117

**Civil Revision No.151 of 2021
DATE OF DECISION: January 29, 2021**

SURJEET SINGH

..PETITIONER

VERSUS

M/S SHIV NARAIN PERIWAL AND SONS PVT. LTD.

..RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Manu Loona, Advocate, for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The grievance of the petitioner-defendant is that his application for rejection of the plaint has been dismissed by the trial Court vide order dated 02.11.2020.

Suit is for recovery of ₹76,649/- with future interest. In para 5 of the plaint, it has been pleaded that the defendant made purchases from the plaintiff/company at Abohar as well as from its branch at Village Ghallu but payment has not been made. Complete details have been mentioned in the said paragraph.

Learned counsel for the petitioner submits that the impugned order is erroneous as all the purchases were made in Village Ghallu which falls within the jurisdiction of the Fazilka Court and no cause of action arose within the jurisdiction of the Abohar Court.

The argument cannot be accepted. A perusal of the impugned order as well as para 5 of the plaint, leaves no doubt that the purchases have

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been made even at Abohar and thus part of the cause of action arose within the territorial jurisdiction of the Court at Abohar. Section 20(c) CPC provides for an institution of a suit at any place where the cause of action wholly or in part arises. Thus, I find no error in the impugned order.

The revision petition is without merit and is dismissed.

January 29, 2021
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No