

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

CR-1678-2021
Date of Decision: 05.10.2021

DARSHANA DEVI AND ANOTHER

...Petitioners

Versus

SUNITA DEVI AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Parminder Singh, Advocate
for the petitioners.

Mr. Madan Pal, Advocate
for respondent No.1.

ARUN MONGA, J. (ORAL)

Revision petition herein is for issuance of a direction to the learned Appellate Court to decide the pending applications under Order 6 Rule 17 CPC (Annexure P-2) and under Order 41 Rule 27 CPC (Annexure P-4) for amendment of plaint and additional evidence moved by the plaintiff/respondents.

2. Learned counsel for respondent No.1 submits that, if at all, it is the respondent, who is aggrieved qua the non disposal of the said applications and therefore, petitioners ought not to have filed the instant petition.

3. Be that as it may, what transpires is that it would be in the interest of both the parties, if a decision is first rendered on the pending applications.

4. In the premise, having heard the arguments of learned counsel for the parties, the instant petition is disposed of with a request to the Appellate Court to first render a decision on the pending applications under Order 6 Rule 17 of CPC as well as under Order 41 Rule 27 of CPC before pronouncing the final orders in the pending appeal.

5. Needless to say, whatever be the outcome of the said applications, the parties are left to seek their remedies in accordance with law, depending upon the outcome thereof.

October 05, 2021

gurpreet

(ARUN MONGA)

JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No