

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

119

**CR-3630 of 2017 (O&M)
Date of decision: 05.09.2022**

Gurjant Singh

..Petitioner

Versus

Mander Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Abhishek Singla, Advocate
for the petitioner.

Mr. Ishmeet Singh, Advocate
for respondent no.1 and 2.

ANIL KSHETARPAL, J(Oral)

The application filed by the petitioner under Order IX Rule 13 CPC to set aside the ex-parte judgment and decree, dated 05.05.2014, has been dismissed by both the courts below. Both the courts have formed an opinion that the suit was contested by defendant no.2, whereas defendant no.1 despite having been served through publication, failed to appear.

The petitioner claims that he is resident of the State of Maharashtra, however, failed to substantiate the same.

This Bench has heard the learned counsel representing the parties at length and with their able assistance perused the paper book.

The learned counsel representing the petitioner failed to draw the attention of the Court to any substantive error or perversity in the view taken by the Courts below.

Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

September 05, 2022

(ANIL KSHETARPAL)
JUDGE

nt

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*