

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

117

CR-944-2022

Decided on: 17.03.2022

Pardeep Kumar Mehta

. . . Petitioner(s)

Versus

Kamlesh Chander Mahajan and another

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Sanjiv Sharma, Advocate
Legal Aid Counsel for the petitioner(s).

MANJARI NEHRU KAUL, J. (Oral)

The instant revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 21st September, 2021 (annexed as Annexure P-4), vide which the learned trial Court at Hoshiarpur, dismissed the following three miscellaneous applications filed by the petitioner by a common order:-

- (i) Application for recalling the plaintiff/respondent No.1 for his further cross-examination.
- (ii) Application dated 15.11.2019 requesting that the complete documents as per the directions of this Hon'ble High Court and Section 151 CPC.
- (iii) Application dated 15.11.2019 praying that on 09.08.2019 petitioner had tendered his affidavit in evidence but could not exhibit all the documents which are file.

Learned counsel for the petitioner *inter alia* contends that the Court below erred in deciding the aforementioned applications by a common order, which was against the principles of natural justice and

hence, on this ground itself the impugned order deserved to be set-aside.

I have heard the learned counsel and perused the impugned order.

A perusal of the impugned order reveals that each of the three applications were dealt with individually & separately and then decided by the Court below by passing a detailed order. It would not be out of context to mention, rather, it would be pertinent to notice that all the three miscellaneous applications pertained to the same matter and between the same parties.

The instant revision petition being devoid of any merit, stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

March 17, 2022

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*