

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 1670 of 2020

Date of Decision: 07.04.2022

Surinder Singh

... Petitioner(s)

Versus

Daljit Singh

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Tribhuwan Singla, Advocate
for the petitioner(s).

Anil Kshetarpal, J.

1. The petitioner and the respondent are the father and the son. The learned Additional District Judge has set aside the *ex parte* judgment and permitted the respondent-Daljit Singh (petitioner's son) to contest the suit.
2. It has come on record that during the pendency of the suit, there was some sort of settlement, on account of which, the son has instructed his counsel to stop appearing. Subsequently, Daljit Singh came to know that the suit has been decreed *ex parte* when he was served with the summons under Order XXI Rule 66 CPC. Although, in reply to the application, the petitioner disputed the settlement, however, Mark A-the settlement deed, came on record.
3. Keeping in view the aforesaid facts, the First Appellate Court has set aside the *ex parte* judgment and decree while permitting the respondent to contest the suit.

4. In view of the aforesaid facts, no ground to interfere, in exercise of the revisional jurisdiction under Article 227 of the Constitution of India, is made out. Hence, the present revision petition is dismissed.

5. However, the trial Court is directed to make a sincere endeavour for expeditious disposal of the suit.

(Anil Kshetarpal)
Judge

April 07, 2022
“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No