

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

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CR-3991-2019 (O&M)
Date of decision: 16.09.2022

PIARA SINGH (NOW DECEASED) THROUGH HIS LRS AND ANR

..Petitioners

Versus

HAKAM SINGH(NOW DECEASED) THROUGH HIS LR AND ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ivan Singh Khosa, Advocate
for the petitioners.

ANIL KSHETARPAL, J(Oral)

Admittedly, the first appeal filed by the petitioners has already been decided. The petitioners' application under Order XLI, Rule 27, CPC for permission to lead additional evidence was dismissed by the first appellate court. This revision petition was filed assailing its correctness.

The learned counsel representing the petitioners admits that the Regular Second Appeal against the main judgment is already pending.

In view of Order XLIII Rule 1A CPC, the petitioners are entitled to assail the correctness of the impugned order while filing the appeal against the impugned judgment.

Hence, the revision petition is accordingly disposed of.

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

September 16, 2022

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(ANIL KSHETARPAL)
JUDGE

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