

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

CR-2061-2020 (O&M)

Date of decision: 18.05.2022

Smt. Prem Lata

...Petitioner

Versus

Pinky and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. A.K.Maurya, Advocate for
 Mr. K.K.Bhullar, Advocate for the petitioner

Mr. Dheeraj Mahajan, Advocate for respondent no.1 and 2

Mr. Randeep Singh, Advocate for
Mr. Vipin Mahajan, Advocate for respondent no.3 and 4

ANIL KSHETARPAL, J (Oral)

The petitioner assails the correctness of the order passed by the trial court refusing to appoint the Local Commissioner in exercise of powers under Order 26 Rule 9 CPC. Two different Division Benches of this Court in **Rajender Prasad vs. Santosh Kumar and others'** 1979 **PLJ 562** and **'Malkiat Singh vs. Narinder Singh and another'** 1990 **(2) PLR 191** have consistently held that such order is not amenable to revision. Hence, dismissed as not maintainable.

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

18.05.2022

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE