

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213

2023:PHHC:085607

CR-41-2017

Date of decision: 07.07.2023

NITAN ARORA

..Petitioner

Versus

SANTOKH SINGH (DECEASED) THROUGH
LRS AND ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Nitan Arora-petitioner in person.

None for the respondents.

ANIL KSHETARPAL, J(Oral)

The petitioner appears in person.

He has admitted that the civil suit pending before the trial Court has been finally decided on 30.09.2020. Both the parties have filed appeal, which is pending before the First Appellate Court for 03.08.2023.

This Revision Petition under Article 227 of the Constitution of India has been filed to set aside various interlocutory orders passed by the Court during the pendency of the suit.

Order XLIII Rule 1A of the Code of Civil Procedure, 1908, permit the parties to challenge the correctness of the interlocutory orders passed by the Court from time to time along with the appeal in the main case. Since, the petitioner has already filed an appeal against main case, therefore, it is considered more appropriate to relegate the petitioner to the remedy to challenge these orders before the First Appellate Court. For this purpose, the petitioner shall be permitted to amend the grounds of appeal to incorporate challenge in the order, which are subject matter of challenge in the case.

With these observations, the revision petition is disposed of.

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

July 07th, 2023

(ANIL KSHETARPAL)
JUDGE

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No