

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(252)

CR No. 4134 of 2018 (O&M)
Date of Decision : 13.04.2023

Reliance Jio Infocomm Ltd.

...Petitioner

Versus

Gurdev Singh Saini and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashok Aggarwal, Senior Advocate with
Ms. Gurpreet Randhawa, Advocate,
Mr. Shrenik Jain, Advocate,
Mr. Hiten Sampat, Advocate,
Mr. Kulvinder Sooch, Advocate,
Mr. Hari Pal, Advocate along with
Mr. Ashish Chopra, Senior Advocate with
Mr. Aabhas Kshetrapal, Advocate for the petitioner.

Mr. Navin Saini, Advocate for the respondents.

Harsimran Singh Sethi J. (Oral)

CM-12683-CII-2018

Application is allowed, as prayed for.

CR-4134-2018

In the present civil revision petition, the only question, which has been raised is, whether the impleading of defendants No. 3 and 4 in their personal capacity in the civil suit is just and proper keeping in view the fact that the company, which is being run by defendants no. 3 and 4, is already a party to the civil suit and is being represented before the Court.

Learned counsel appearing on behalf of the respondent-plaintiff graciously submits that the grievance of the plaintiff is against the cause and not against a particular person hence, in the interest of justice as an objection for impleadment of defendants No. 3 and 4 in the personal capacity in the civil suit has been raised in the present civil revision, the defendants No. 3 and 4 may kindly be deleted from the array of the parties but with liberty to the plaintiff that in case at a later stage, it is found to be necessary and proper to implead them as parties, application be allowed to be moved before appropriate forum for consideration.

Learned senior counsels appearing on behalf of the petitioner does not object to the same.

Keeping in view the above, as stated by the learned counsel for the respondent-plaintiff, the defendants No. 3 and 4 are deleted from the array of parties and the suit will be contested on behalf of defendants No. 1, 2, 5 and 6. It may also be noticed that in case, at a later stage, the plaintiff feels that the deleted defendants i.e. defendants No. 3 and 4 needs to be impleaded, they will have liberty to file an appropriate application before appropriate forum for the consideration of the same.

Civil revision petition is disposed of in above terms.

April 13, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No