

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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2023:PHHC:120193
CR-1818-2022
Date of decision: 13.09.2023

MOHINDER SINGH ..Petitioner
Versus
HARDEEP SINGH AND ORS ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sunny K. Singla, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

1. By impugned order, the Court of first instance has restored the suit to its original number while recalling the order dismissing the suit for non-prosecution. The application for restoration was filed within a period of 30 days. Moreover, the plaintiff while filing the application, has disclosed that he noted a wrong date, which is alleged to have been uploaded on the internet.
2. In view of the aforesaid facts, the Court of first instance has permitted the plaintiff to prosecute the case on merits.
3. The learned counsel representing the petitioner contends that on 11.06.2018, the Courts were closed for summer holidays and therefore, the stand of the plaintiff is incorrect. It is the positive case of the plaintiff that on the website of the Court, the next date of hearing was 11.06.2018. In such circumstances, there was no reason for the plaintiff to doubt the correctness of the next date of hearing.
4. Hence, no ground to interfere is made out.
5. Dismissed accordingly.
6. All the pending miscellaneous applications, if any, are also disposed of.

September 13th, 2023 (ANIL KSHETARPAL)
Ay JUDGE

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