

CR-1632-2023

Date of Decision: 16.03.2023

Harnek Singh

..... Petitioner

Versus

Gurjant Singh @ Janta

..... Respondent

**CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**Present : Mr. A.P.Singh, Advocate,  
for the petitioner.

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**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Article 227 of the Constitution of India seeking quashing of the impugned order dated 01.02.2023 (Annexure P-1), whereby application under Order 9 Rule 13 of the Code of Civil Procedure for setting aside the ex-parte judgment and decree dated 27.09.2017 in Suit No.107 dated 19.05.2017 filed by the respondent has been allowed.

Since the Trial Court, after appreciation of the material on the file, has come to the conclusion that summon was not duly served upon the respondent, and consequently, has set aside the ex-parte proceedings against the respondent, therefore, this Court also does not find any ground to interfere with the said impugned order.

Dismissed.

**(RAJBIR SEHRAWAT)**  
**JUDGE****16.03.2023**  
adhikariWhether speaking/reasoned  
Whether ReportableYes/No  
Yes/No