

115 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CR-2046-2023 (O&M)
Date of Decision:10.04.2023

Mohinder Singh since deceased through his LR's

.....Petitioners

Versus

Atma Ram and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Harsh Mehla, Advocate for the petitioners.

HARSIMRAN SINGH SETHI J.(Oral)

CM-5988-CII-2023

The present application has been filed for bringing on record the legal representatives of deceased petitioner-Mohinder Singh.

Keeping in view the averments mentioned in the application, which is duly supported by an affidavit, the same is allowed with all just exceptions and the legal representatives of the petitioner, details of which have been furnished in paragraph No.3 of the application, are brought on record.

The amended memo of parties is taken on record.

Application disposed of.

Main case

After arguing for some time, learned counsel for the petitioners submits that the impugned order dated 19.09.2022 (Annexure P-1) has been passed by the Court below after the case was transferred to Sub Division Bilaspur, stating that no notice was issued to the respondents whereas, vide order

sheet dated 04.10.2011 (Annexure P-4), the respondents-defendants have been marked present, which factor has not been taken into account by the Court below while passing the impugned order.

On being asked, as to whether the said order was brought to the notice of Court at any given point of time, learned counsel for the petitioners submits that the present petition may kindly be dispose of having been not pressed any further with liberty to approach the Civil Court by filing an appropriate application for the review of the impugned order.

Ordered accordingly.

(HARSIMRAN SINGH SETHI)
JUDGE

10.04.2023
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No