

**CM-2838-CII-2020 and CM-2839-CII-2020 in/and
RA-CR-29-2020 in FAO-4339-2013**

Oriental Insurance Co. Ltd. vs. Rakhi Devi and others

Present : Mr. Baltej Singh Sidhu, Senior Advocate with
Mr. Divij Dutt, Advocate for the applicant-respondent No.5.
Mr. Sanjiv Pabbi, Advocate for the non-applicant-appellant.

CM-2838-CII-2020

Present application has been filed seeking condonation of 09 days in re-filing the review application.

For the reasons mentioned in the application, the same is allowed. Delay of 09 days in re-filing the review application is condoned.

CM-2839-CII-2020

Present application has been filed seeking condonation of 09 days in filing the review application.

For the reasons mentioned in the application, the same is allowed. Delay of 09 days in filing the review application is condoned.

RA-CR-29-2020 in FAO-4339-2013

Present application has been filed seeking review of order dated 30.10.2019 passed by this Court.

Learned counsel appearing for the applicant-respondent No.5 submits that applicant-owner of the vehicle was proceeded against exparte and the order dated 29.01.2015 was passed in his absence and the application seeking recalling of the said order was also dismissed on 30.10.2019 which necessitated him to file the instant review application.

Learned counsel for the non-applicant-appellant has referred to order dated 30.10.2019 whereby on the same issue, an application for recalling the order dated 29.01.2015 has been dismissed.

Heard learned counsel for the parties.

On perusal of the order dated 30.10.2019, that this Court had observed in the order dated 29.03.2017, that as per notices available on record, applicant-Surinder Singh had been served and these notices were put in sealed cover.

A perusal of this order also shows that service on the applicant-respondent No.5 Surinder Singh has been effected on 01.09.2014 in all the connected appeals and the final order was passed on 29.01.2015. Keeping in view the fact that service had been effected, the application for recalling was dismissed on 30.10.2019.

In view of above, no case for reviewing the order dated 30.10.2019 is made out.

Dismissed.

Pending application(s), if any, shall also stand disposed of.

(RITU BAHRI)
ACTING CHIEF JUSTICE

November 24, 2023

Ajay