



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

288

RSA-417-2020 (O&M)
Date of decision : 15.10.2024

Gurdev Singh Grewal Appellant
versus

Ravinder Kaur Grewal @ Harwinder Kaur Grewal Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Sumeet Mahajan, Senior Advocate with
Ms. Shruti Singla, Advocate
for the appellant.

Mr. Aayush Gupta, Advocate
for the respondent.

PANKAJ JAIN, J. (Oral)

1. Learned senior counsel submits that the plaintiff has been non-suited primarily on the ground that all the legal representatives of Baldev Singh Grewal, the original owner of the suit property have not been impleaded and thus the suit for partition was not validly instituted.
2. Mr. Gupta does not dispute the said fact. Mr. Mahajan prays for withdrawal of the suit with liberty to file fresh one.
3. It is a suit for partition and the same has been dismissed primarily for non-impleadment of necessary parties. This Court finds that it being a formal defect and otherwise also subsequent suit for partition being not barred, the prayer is allowed. Suit is ordered to be withdrawn with liberty file fresh one.
4. In view of aforestated facts, the present appeal is disposed off.

(PANKAJ JAIN)
JUDGE

15.10.2024

Dinesh

Whether speaking/reasoned : Yes
Whether Reportable : No