



CR-3764-2019

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-3764-2019

Date of decision : 31.07.2024

Hindustan Petroleum Corporation Limited

... Petitioner

Versus

Arun Bansal

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr. Raman Sharma, Advocate
for the petitioner.

Mr.Avnish Mittal, Advocate
for the respondent.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition under Article 227 of the Constitution of India for setting aside the impugned order dated 19.04.2019 dismissing the application of the petitioner under Order 7 Rule 10 CPC and application under Order 7 Rule 11 read with Section 151 CPC.

2. During the course of hearing, learned counsel for the petitioner as well as counsel for the respondent have submitted that since the petitioner is wanting to raise two objections with respect to the territorial jurisdiction of the Court at Bathinda as well as maintainability of the suit, the petitioner would file a written statement raising the two objections in addition to the other pleas and the said two objections be treated as two preliminary issues.



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3. Keeping in view the above said facts and circumstances and the joint statement made by learned counsel for the petitioner and counsel for the respondent, the present petition is disposed of with the following directions:-

- i) The petitioner would file the written statement within a period of four weeks from today.
- ii) In case in the written statement, objections are taken with respect to the territorial jurisdiction of the Court at Bathinda and also with respect to the maintainability of the present suit, then at the time of framing of issues, the Court would frame the said two issues as preliminary issues and decide the same, in accordance with law.

4. It is made clear that this Court has not opined on the merits of the said issues and the same would be considered by the trial Court independently, in accordance with law.

(VIKAS BAHL)
JUDGE

July 31, 2024
Davinder Kumar

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