



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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RA-RS-41-2024 in
RSA-2887-2022
Date of decision : 18.10.2024

Chhote Lal (since deceased) through his LR's and others ...Appellants

versus

Angoori Devi and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Mahavir Singh, Advocate
for the applicants-appellants.

PANKAJ JAIN, J. (Oral)

RA-RS-41-2024

1. Present application has been filed under Order 47 Rule 1 read with Section 114 CPC for reviewing the order dated 28.08.2024.
2. I have heard learned counsel for the applicants-appellants and have gone through records of the case.
- 3 The law with respect to exercise of power of review is well settled. The Apex Court in the case of ***Sivakami and others Vs. State of Tamil Nadu and others 2018 (4) SCC 587*** held as under :-

“20.The scope of the appellate powers and the review powers are well defined. The power of review under Order 47, Rule 1 of the Code of Civil Procedure, 1908 is very limited and it may be exercised only if there is a mistake or an error apparent on the face of the record. The power of review is not to be confused with the appellate power. The review petition/application cannot be decided like a regular intra court appeal. On the other hand, the scope of appeal is much wider wherein all the issues raised by the parties are open for examination by the Appellate Court.”



4 The same is ratio of law laid down in the case of *Sasi (D) through L.Rs Vs. Aravindakshan Nair and others 2017 AIR (SC) 1432*. In Civil Appeal No. 1171 of 2023 decided on 15.02.2023 in *Pancham Lal Pandey Vs. Neeraj Kumar Misra and others* Apex Court held as under:-

“15. The provision of review is not to scrutinize the correctness of the decision rendered rather to correct the error, if any, which is visible on the face of the order/record without going into as to whether there is a possibility of another opinion different from the one expressed.”

5 In the present case learned counsel for the applicants-appellants has not been able to point out any error on the face of record. His plea is that the judgment under review is not sustainable.

6 In view of the aforesaid settled law, this Court finds that under the garb of the present review application the applicants-appellants seek re-hearing of the appeal which is beyond the scope of review. Resultantly, the same is ordered to be dismissed.

(PANKAJ JAIN)
JUDGE

18.10.2024
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No