



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

286

CR-1921-2024 (O&M)

Date of Decision : 15.05.2025

SANDEEP SARDANA

.... Petitioner

VERSUS

DAKSHIN HARYANA BIJLI VITRAN
NIGAM LTD. AND ANR.

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. Naresh Kumar Ganga, Advocate for the petitioner.

Mr. Prateek Mahajan, Advocate and
Mr. Daanish Mahajan, Advocate for the respondents.

ALKA SARIN, J. (ORAL)

1. The present revision petition has been filed under Article 227 of the Constitution of India challenging the order dated 25.07.2023 (Annexure P-1) whereby the suit of the plaintiff-petitioner was dismissed in default as also the order dated 30.01.2024 (Annexure P-3) whereby the application filed for restoration was also dismissed in default.

2. Learned counsel for the plaintiff-petitioner would contend that because of the fault of the counsel, the plaintiff-petitioner should not be made to suffer.

3. *Per contra*, learned counsel for the defendant-respondents would contend that not only the suit was dismissed in default but even the application for restoration was also dismissed in default.

4. Heard.

5. Keeping in view the nature of the suit and to do complete justice between the parties, this Court deems it fit to set aside the impugned orders.

6. Accordingly, the present revision petition is allowed, and the impugned orders dated 25.07.2023 (Annexure P-1) and 30.01.2024 (Annexure P-3) are set side. The suit of the plaintiff-petitioner is restored to its original number and status. The parties are directed to appear before the Court concerned on **26.05.2025** at 10:00 am.

7. Pending applications, if any, also stand disposed off.

15.05.2025

Aman Jain

(ALKA SARIN)

JUDGE

*NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: Yes/No*