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

(211)

CR-3573-2019

Date of decision: - 15.02.2025

Rajinder Verma**....Petitioner****Versus****Surinder Verma and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. D.S. Nirban, Advocate, and
Ms. Arti, Advocate
for the petitioner.

Mr. Vaneet Soni, Advocate
for Mr. Deepak Sabherwal, Advocate
for respondent No.1.

Mr. Chanderdeep Singh, Advocate
for respondents No.2 to 4.

Mr. Arjun Shukla, Advocate, and
Mr. Abhimanyu Kaushal, Advocate
for respondent No.5.

VIKAS BAHL, J. (ORAL)

1. Present petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 12.02.2019 (Annexure P-13) passed by the Civil Judge (Junior Division), Chandigarh, vide which the application (Annexure P-11) under Section 10 of the CPC filed by the petitioner/defendant on the ground that earlier the similar/identical suit filed by respondent No.1 has been rejected, has been dismissed.



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2. Learned counsel for the petitioner has pointed out that in the earlier suit/counter claim, the petitioner was successful and against the judgments of the trial Court and the 1st Appellate Court passed in favour of the petitioner, the respondents have filed a Regular Second Appeal. It is submitted that till the time the said Regular Second Appeal is pending, the suit filed by the respondent No.1 be stayed.

3. Learned counsel for respondent No.1 has submitted that liberty be granted to respondent No.1 to revive the suit, if so advised, after the decision of the said Regular Second Appeal.

4. Keeping in view the above-said facts and circumstances and the fair stand taken by learned counsel for the petitioner as well as learned counsel for respondent No.1/contesting respondent-plaintiff, the present revision petition is disposed of with the following directions/observations: -

- (i) Till the time, RSA No.1214 of 2024 is pending, the present civil suit filed by respondent No.1/plaintiff would remain stayed.
- (ii) Liberty is granted to the parties to revive the civil suit after the decision of the Regular Second Appeal.

February 15, 2025
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No