



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(123)

RA-RS-54-2025 in RSA-2879-2025

Date of Decision:-09.09.2025

JAGPAL SINGH ALIAS JAGPAL AND ANOTHER

... Applicants/Appellants

Versus

RANBIR AND OTHERS

... Respondents

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CORAM: HON'BLE MR. JUSTICE VIRINDER AGGARWAL

Present:- Mr. Kulbhushan Sharma, Advocate,
for the review applicants/appellants.

VIRINDER AGGARWAL, J. (Oral)

1. Review applicants/appellants has filed the present review application for passing the order for directing trial Court to frame preliminary issue with regard to the limitation and to expunge the finding that in the present case the suit has been filed within a period of three years from the date of knowledge.

2. As far as counsel for the Review applicants/appellants is heard, there is no ground made out to issue a direction to the trial Court to frame preliminary issue with regard to the limitation. It is the discretion of the Court below. Review applicants/appellants can move appropriate application before the Court below for the relief claimed in this application.

3. As far as the other plea of the Review applicants/appellants that the finding, with regard to the suit having been filed within a period of limitation be expunged, is concerned, the same has force and the present review application is allowed only to that extent and order dated 22.08.2025 is modified and in para 6 (4th last line) is amended and it would read as under:-

“In the present case, plaintiff has claimed that suit has been filed within a period of three years from the date of knowledge, as such,



no ground is made out to interfere in the well reasoned judgment of the learned First Appellate Court and opportunity is required to be provided to the plaintiff to prove his version by leading evidence”

4. It is expressly made clear that except the aforesaid amendment in the order, remaining order shall remain intact and the same will not make any impact on the order dated 22.08.2025.

09.09.2025
S. Pathania

(VIRINDER AGGARWAL)
JUDGE

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