



CR-6594-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(115)

CR-6594-2024

Date of decision: - 15.01.2025

Tara Singh

....Petitioner

Versus

Amarjit Singh and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Sarabjit Singh Sidhu, Advocate,
for the petitioner.

VIKAS BAHL, J. (ORAL)

1. Present civil revision has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 07.02.2020, vide which the petitioner was proceeded ex-parte and the impugned order dated 02.09.2024 (Annexure P-4) passed by the Civil Judge (Junior Division), Ludhiana, vide which the application filed by the petitioner for setting aside the ex-parte proceedings against him, has been dismissed.

2. On 13.11.2024, this Court was pleased to pass the following order: -

*“Present:- Mr. Sarabjit Singh Sidhu, Advocate
for the petitioner.*

Learned counsel for the petitioner has submitted that the petitioner would limit his prayer in the present petition to join the proceedings from the stage at which the proceedings are.



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Notice of motion be issued to respondents No.1 to 4 only for 05.12.2024.

Liberty is granted to the petitioner to serve respondent Nos.1 to 4 through dasti process as well as through the counsel appearing before the trial Court.

To be shown in the urgent list.”

3. On 16.12.2024, it had been noticed that respondents No.1 to 4 had been served and none had appeared on behalf of the respondents. Even today, no one has appeared on behalf of the respondents.

4. Learned counsel for the petitioner has highlighted the fact that a perusal of the impugned order would show that respondents No.1 to 4, who are the plaintiffs in the case, had not objected to the ex-parte proceedings against the petitioner being set aside. It is submitted that the case is now fixed for 22.01.2025 for the evidence of the plaintiffs and has reiterated that the petitioner be permitted to join the proceedings from the present stage.

5. Keeping in view the above-said facts and circumstances and also the limited prayer made by learned counsel for the petitioner, which is unopposed, the present revision petition is partly allowed and the impugned order dated 02.09.2024 (Annexure P-4) is upheld with the modification that the petitioner would be permitted to join the proceedings from the present stage.

(VIKAS BAHL)
JUDGE

January 15, 2025
naresh.k

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No