



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

CR No. 1604-2026 (O&M)

DATE OF DECISION: 16.03.2026

DHARAMPAL

.....PETITIONER

Vs.

M/S SHIV TRADERS CO.

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL

Present: Mr. Ashish Gupta, Advocate,
for the petitioner.

Mr. Rajesh Bansal & Mr. Naveen Nanda,
Advocates, alongwith
the respondent in person.

AMARINDER SINGH GREWAL, J.(ORAL)

1. Prayer in the present Civil Revision Petition filed under Article 227 of the Constitution of India is for setting aside the impugned order dated 02.12.2025 (Annexure P-3), whereby the petitioner has been proceeded against *ex parte*, and the order dated 08.01.2026 (Annexure P-6), whereby the applications of the petitioner/defendant dated 17.12.2025 (Annexure P-4) for setting aside the *ex parte* order dated 02.12.2025 (Annexure P-3) and the application dated 17.12.2025 (Annexure P-5) for grant of leave to defend the suit have been dismissed by the learned Civil Judge (Junior Division), Panipat.

2. Learned counsel for the petitioner has submitted that the petitioner is ready to pay half of the amount sought to be recovered by the respondent-plaintiff by way of filing a civil suit under Order XXXVII of the Code of Civil Procedure, 1908 (for short, 'the CPC'), i.e. ₹1,24,000/-



out of the total claimed amount of ₹2,48,000/-, to the respondent, provided that the respondent shall furnish surety before the learned trial Court for the equal amount.

3. Learned counsel for the respondent submits that the offer given by counsel for the petitioner, as per his instructions, is acceptable and he is ready to abide by the same.

4. Consequently, the petitioner is directed to make the payment of ₹1,24,000/- to the respondent before the learned trial Court on the date fixed and, at the same time, the respondent is also directed to furnish surety for the equal amount before the learned trial Court.

5. Accordingly, the impugned orders dated 02.12.2025 (Annexure P-3) and 08.01.2026 (Annexure P-6) are set aside. The parties are directed to appear before the learned trial Court on the date fixed.

6. It is made clear that the payment of ₹1,24,000/- to be made by the petitioner to the respondent shall not have any effect on the merits of the case, in any manner.

7. The petition stands disposed of accordingly.

8. Pending miscellaneous application(s), if any, shall also stand disposed of.

MARCH 16, 2026

nitin

Whether Speaking

Whether Reportable

(AMARINDER SINGH GREWAL)

JUDGE

Yes

No