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

CR-1656-2025

Date of decision: 12.03.2026

Som Nath

...Petitioner

Versus

Satish Kumar and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Arun Takhi, Advocate for the petitioner.

Mr. Om Pal Sharma, Advocate and
Mr. Anmol Sharma Vashisht, Advocate for the respondents.

VIKAS BAHL, J. (ORAL)

1. This is a revision petition filed under Article 227 of the Constitution of India for setting aside the order dated 06.02.2025 (Annexure P-6) passed by the Civil Judge (Junior Division), Hoshiarpur.

2. A perusal of the impugned order would show that application filed by the petitioner under Order 1 Rule 10 CPC read with Order 6 Rule 17 CPC has been dismissed on the ground that prayers made under Order 1 Rule 10 CPC and amendment sought under Order 6 Rule 17 CPC are distinct in nature and a single application for two distinct matters has raised unnecessary complexity.

3. Learned counsel for the petitioner has submitted that in view of the said observations, the petitioner be granted liberty to file two separate



applications and has prayed that same be decided independent of the observations made in the impugned order.

4. Learned counsel for the respondents has submitted that in case the said two applications are filed, then, liberty be also granted to the respondents to raise all the pleas which are available to them, in accordance with law.

5. Keeping in view the abovesaid facts and circumstances and fair stand taken on behalf of the petitioner as well as the respondents, the present revision petition is disposed of with the following observations/directions:-

i) It would be open to the petitioner to move two separate applications; one under Order 1 Rule 10 CPC and another under Order 6 Rule 17 CPC and the trial Court would decide the said applications independent of the observations made in the impugned order after hearing both the parties concerned, in accordance with law.

12.03.2026

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No