



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-6682-2023

Date of decision : 11.03.2026

Tejpal Singh

... Petitioner

Versus

Baljit Kaur and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. C.L. Verma, Advocate and
Mr. Aditya Dassaur, Advocate
for the petitioner.

Mr.Sarju Puri, Senior Advocate with
Mr.Digvijay Manchanda, Advocate
for respondent no.1.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the impugned order dated 31.03.2023 passed by the Additional Civil Judge (Sr.Div.), SBS Nagar (Annexure P-7) vide which the application filed by respondent no.1-plaintiff under Section 151 CPC for restoration of the main suit was allowed.

2. Learned counsel for the petitioner has submitted that in the present case, the suit was dismissed in default on 08.12.2016 and application for restoration was filed on 20.12.2017 without filing an application for condonation of delay. It is submitted that at any rate, the



Court should have imposed heavy cost while allowing the application for restoration as the same has caused great prejudice to the petitioner.

3. Learned senior counsel for respondent no.1 has submitted that respondent no.1 is senior citizen and is heart patient and has also undergone angioplasty at the relevant time. It is submitted that however, for the inconvenience caused to the petitioner, respondent no.1 would pay reasonable cost.

4. Keeping in view the above said facts and circumstances and the fair stand taken on behalf of the petitioner as well as respondent no.1, the present revision petition is partly allowed and the impugned order is upheld with the modification that respondent no.1 would deposit an amount of Rs.30,000/- within a period of four weeks which would be paid to the petitioner-defendant no.1 as cost.

5. It is made clear that in case the said amount is not deposited within the aforesaid period, then, it would be open to the petitioner to revive the present case.

(VIKAS BAHL)
JUDGE

March 11, 2026.
Davinder Kumar

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