

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2026:PHHC:048843



(115)

CR-6441-2024 (O&M)

Date of Decision:-30.03.2026

SHIV KUMAR DASS@ SHIV KUMAR SUKHDEV DASS AND ANOTHER

... Appellants

Versus

AMAR NATH AND OTHERS

... Respondents

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CORAM: HON'BLE MR. JUSTICE VIRINDER AGGARWAL

Present: Mr. H.S. Dhindsa, Advocate
for the petitioners.

VIRINDER AGGARWAL, J. (Oral)

1. After arguing for some time, learned counsel for the petitioners submitted that the respondents/plaintiffs are abusing the process of the Court by instituting successive suits with regard to the same cause of action and, by not disclosing the previous litigation, have violated Clause (j) of rule (1) of Order VII of the CPC. He further submitted that he intends to withdraw the present petition with liberty to move an appropriate application before the learned trial Court, taking the plea that the suit is bad for non-compliance with the provisions of Order VII Rule 1(j) of the CPC. In the event such an application is filed, the same be decided expeditiously, preferably within a period of two months.

2. The present petition stands dismissed as withdrawn.

3. As a natural corollary, since the main case stands dismissed as withdrawn, all miscellaneous application(s), if any, shall also stand disposed of, as no fruitful purpose would be served by keeping them pending.

(VIRINDER AGGARWAL)
JUDGE

30th March, 2026
S. Pathania

Whether reasoned / speaking?
Whether reportable?

Yes / No
Yes / No