

CNR No: PBAS010097192021

CIS No: CM/229/2021

SHAM SINGH VS RANJIT SINGH etc.

Present: Sh. Amit Bhatia Adv counsel for applicant u/o 9 Rule 13 CPC
Respondent exparte
Sh. Rupesh Mahindru Advocate counsel for appellant/plaintiff.

In the present case, plaintiff/appellant became partly successful in the appellate proceedings in a judgment passed by my learned Predecessor. In those proceedings, applicant/defendant was exparte. Aggrieved from that order, this Court was again approached u/o 9 Rule 13 CPC alleging that they were not served and duly heard.

In that application, plaintiff/applicant became exparte. Subsequently, by moving an application u/o 9 Rule 7 CPC he intends to get the exparte proceedings against him set aside.

Applicant/defendant wanted to contest the application. But in the opinion of this Court, nothing has happened in the proceedings. Plaintiff/appellant have all the right to participate in the proceedings, whenever he came to know about pending proceedings. There is no necessity for allowing or disallowing application u/o 9 Rule 7 CPC. Plaintiff/appellant Sh. Rupesh Mahindru Advocate is allowed to participate in the proceedings, henceforth.

Original appeal file be summoned and reply to the pending application u/o 9 Rule 13 CPC be filed on 16.9.2024.

Date of Order: 18.7.2024
Rahul Sharma Stenographer II

(Shatin Goyal)
Additional District Judge, Amritsar
UID NO . PB00157