

Sukhbeer Singh Sodhi & Others versus Amin Chand

CMP(M) No.1110 of 2023

21.04.2026

Present: Mr. Neeraj Gupta, Senior Advocate with Ms. Anita, Advocate, for the applicants.

Mr. Ashok Sood, Senior Advocate with Mr. Abhishek Banta, Advocate for the respondent.

Pleadings are complete.

At this stage, it has been pointed out by learned senior counsel appearing for the applicants that the applicants, before this Court, have also moved application, under Order 9 Rule 13 of the CPC, before learned Senior Civil Judge, Shimla.

Considering the fact that the applicants have separate remedies available with them, one under Order 9 Rule 13 CPC, second; assailing the order before this Court by way of Civil Revision and third, by filing independent Civil Suit and since, the remedy under Order 9 Rule 13 CPC has already been availed by the applicants, and pendency of the present application will not affect those proceedings, as such, the learned Senior Civil Judge, Shimla is requested to proceed further in the matter uninfluenced, by the pendency of the present matter before this Court.

From the pleadings of the parties, the following issues are framed :-

1. Whether the applicants have shown sufficient cause for not filing the revision petition, within the prescribed period of limitation ? OPA
2. Relief

The issues, so framed, are read over and explained to the parties. No other issue is claimed, pressed or made out. Onus is not objected to. Now, the case be listed before the learned Additional Registrar (Judicial), for fixing the date for recording the statements of the AWs. Steps be taken by both the parties, within 15 days, failing which, no assistance from the Court shall be given to the defaulting party.

(Virender Singh)
Judge

April 21, 2026 (ps)