

HRREB-1000325-2018

APP-02-2018

SBI Bawal Vs. Sher Singh etc.

Present: Sh. Man Singh Gupta, counsel for applicant

Today the case was fixed for notice to the respondents and summoning file from the record room. File has been summoned from the record room. Perusal of case file reveals that the case of the plaintiff was dismissed in default vide order dated 29.10.2018 and at the stage the defendant no. 1 and 3 were recorded as exparte. The defendant no. 1 & 3 were already exparte whereas the notice through publication had been issued for defendant no. 2. Accordingly, the argument on the restoration application heard. The plaintiff counsel had submitted that the plaintiff counsel was busy in Rewari Court and due to that reason he could not reach the court at Bawal in time and the suit was being dismissed in default. As the application of restoration has been filed by the plaintiff on the same day i.e. on 29.10.2018, the application stands allowed. Ahlmad is directed to restore the suit to its original number. Accordingly, let notice be issued to the defendant no.2 through publication for 10.05.2019.

(Kuldeep Singh Parihar)

Order Date : 01.02.2019

(Kavita Yadav)(UID-HR0312)

ACJ(SD)/SDJM, Bawal.