



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CR-2700-2023 (O&M)
Date of decision : 04.09.2025**

JATINDER GILL

...Petitioner

Versus

BALDEV SINGH DECEASED THROUGH LRS AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : Mr. R.S. Bains, Sr. Advocate (through V.C.) with
Mr. Loveneet Thakur, Advocate,
Mr. Anmoldeep Singh, Advocate and
Mr. Sarabjot Singh Cheema, Advocate for the petitioner.

Mr. Saksham Khunger, Advocate and
Ms. Srishti, Advocate for respondents No.2 & 3.

PANKAJ JAIN, J. (ORAL)

Counsel for respondent No.2 & 3 has drawn attention of this Court to the operative part of the impugned order dated 03.10.2022, which reads as under:

“xxx Thus, as a result of my discussion made hereinabove, the Court is of the opinion that Section 10 of CPC is applicable in the present case and as per Section 10 of CPC the subsequently instituted suit is liable to be stayed. The present suit was filed on 31.05.2018 whereas civil suit No.867 of 2017 was filed in Civil Court at Bathinda on 11.07.2017. Since the present suit was filed subsequently to the filing of civil suit at Bathinda, the present suit is stayed under Section 10 of Code of Civil Procedure, 1908. However, the parties shall be at liberty to revive the present suit after the decision of civil suit at Bathinda.xxx”



2. He further submits that the Civil Suit No.867 of 2017 referred to in the order, now stands finally decided vide judgment dated 10.11.2022.

3. In view thereof, he submits that the petitioner is at liberty to seek revival of his suit and nothing survives in the present petition at the hands of this Court to adjudicate.

4. Mr. Bains is not in position to dispute the aforesaid fact.

5. In view thereof, the present revision petition is disposed off as having been rendered infructuous.

6. However, liberty is granted to the petitioner to avail remedy to seek revival of suit in accordance with law.

7. Ordered accordingly.

September 04, 2025

Dpr

(Pankaj Jain)

Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No