

# **PLJ 2024 Lahore (Note) 41**

*Present: MASUD ABID NAQVI, J.*

RAZA CNG STATION through Legal Heirs etc.--Petitioners

versus

SNGPL through Regional Manager Rawalpindi etc.--Respondents

C.R. No. 84074 of 2023, decided on 20.12.2023.

## **Civil Procedure Code, 1908 (V of 1908)--**

----Ss. 115 & 151--Application for consolidation of suit--Accepted--Both suits and consumer were same--Conflicting judgments--Challenge to-- Both suits had been filed about same CNG station from where gas was being supplied through same consumer and subject matter of both suits were same with regard to deduction bills and dispute about outstanding arrears in order to avoid multiplicity of litigation, which may result into conflicting judgments, trial Court had consolidated both suits by accepting application of respondents-- No infirmity, legal or factual, had been pointed out in impugned order passed by trial Court--Civil revision dismissed.

[Para 3 & 4] A & B

*Mian Muhammad Ayub, Advocate for Petitioners.*

Date of hearing: 20.12.2023.

## **ORDER**

Brief facts of this civil revision as mentioned in the petition are that respondents/SNGPL filed an application for consolidation of suit titled *Sui Northern Gas Pipelines Ltd vs. Mis Raza CNG Station etc. with other suit titled Raza CNG Station through Legal Heirs vs. Managing Director, Sui Northern Gas Pipelines Ltd Lahore etc.* On the ground that parties to both suits are same and the application was contested by the present petitioners. After hearing the parties, learned Addl. District Judge Sarai Alamgir accepted the application for consolidation of cases *vide* impugned order dated 02.12.2023. Feeling aggrieved, the petitioners have filed the instant Revision Petition and challenged the validity of the said order.

2. I have heard the arguments advanced by the learned counsel for the petitioners and perused the record as well as the impugned order.

3. Perusal of record reveals that petitioners filed suit for declaration and permanent injunction titled *Raza CNG Station through Legal Heirs vs. Managing Director, Sui Northern Gas Pipelines Ltd. Lahore etc.* with the prayer that meter inspection report be declared as illegal arbitrary and inconsistent with the law as well as against three deduction bills issued by respondents/ SNGPL while respondents/SNGPL filed suit for recovery of an amount of outstanding arrears alongwith interest etc. *Sui Northern Gas*

*Pipelines Ltd. vs. M/s. Raza CNG Station etc.* After perusing record with the assistance of learned counsel for the petitioners there remains no doubt that both the suits have been filed about the same CNG station from where gas is being supplied through the same Consumer No. 77487530006 and the subject matter of both the suits are same with regard to deduction bills and the dispute about outstanding arrears hence in order to avoid multiplicity of litigation, which may result into conflicting judgments, learned trial Court has consolidated both the suits by accepting the application of SNGPL/ respondents.

4. No infirmity, legal or factual, has been pointed out in the impugned order passed by the learned trial Court, therefore, this civil revision is **dismissed in limine.**

(Y.A.) Revision dismissed