



CPC S. 96(2) - Merely because the defendant pursued the remedy under Order IX Rule 13 CPC, it does not prohibit the defendant from filing the appeal if his application under Order IX Rule 13 CPC is dismissed.



Right of appeal under Section 96(2) [cpc](#) is a statutory right. Civil Procedure Code 1908 (V of 1908), Order 9 Rule 13 , Section 96(2) - (i) Whether the time spent in the proceedings taken to set aside the ex-parte decree constitute “sufficient cause” within the meaning of Section 5 of the Indian [limitation act](#),...

... [subscribe](#) TO CONTINUE READING !!!! SPECIAL LIMITED TIME OFFER !!!!
Subscribe Punjab Law Reporter @ Rs 2800/- and get PLRonline.IN (including Supreme Court) FREE for 1 year (save Rs 600/-)

[Login](#) or [Join Now](#)

Full Text of Judgments / Headnotes / PDF is available in Premium Membership | Email punjablawreporter@gmail.com | 9463598502 | Trial membership for 7 days |

[SUBSCRIBE](#)

[Download / Print](#)

Tags: [CPC](#), [CPC O.9](#), [cpc s. 96](#), [CPC S. 96\(2\)](#), [limitation act S. 5](#)