

In the High Court of Punjab and Haryana at Chandigarh

CR No. 1756 of 2015

Date of decision: 12.03.2015

Mukhtiar Singh and another

.....Petitioners

Versus

Jagga Ram

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr.Satbir Gill,Advocate
for the petitioners.

--

SABINA, J

Petitioners have filed this petition challenging the order dated 13.11.2014 (Annexure P4) whereby defence of the petitioners was struck off.

Learned counsel for the petitioners has submitted that,although, written statement was ready with the counsel for the petitioners but due to inadvertence, the same could not be filed in the Court. Learned counsel has further submitted that the petitioners will immediately file the written statement in the Court.

Respondent has filed the suit for permanent injunction restraining the defendants from interfering in his peaceful possession. Interim directions have been issued in favour of the respondent by the trial Court. In case petitioners are not allowed to file their written statements, they will suffer an irreparable loss and

will go undefended.

Keeping in view the submissions made by the learned counsel for the petitioners, this petition is allowed. Impugned order dated 13.11.2014 (Annexure P4) is set aside. Petitioners are directed to file their written statements before the Trial Court within 15 days from today subject to payment of ₹ 5,000/- as costs. Costs be deposited with the District Legal Services Authority, Sirsa. Thereafter, the Trial Court shall proceed further with the case in accordance with law.

**(SABINA)
JUDGE**

March 12,2015
arya