

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

Civil Revision No.2141 of 2015 (O&M)

Date of decision:26.03.2015

Dhanwant Singh son of late Gurcharan Singh, resident of Village Manwala, Tehsil Dhuri, District Sangrur.

... Petitioner

versus

Amanpal Singh Mann son of Parampal Singh Mann, resident of Bassi Pathana, District Fatehgarh Sahib, and others.

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Baljinder Singh, Advocate,
for the petitioner.

K.Kannan, J. (Oral)

1. A petition for amendment of a statement in affidavit given in lieu of chief examination was dismissed. The defendant, who moved the petition for amendment, is before this court. While amendment of pleadings is possible, amendment of affidavit, which substitutes evidence, is not possible. It will amount to withdrawing a statement which is already given. All that he can do is to explain that any statement which is not according to him correct was inadvertent. It could be done by reference to his own pleadings and in the light of the whole of evidence which he has given. I will not find any error in the court below dismissing the petition but I will modify the observations of the court that the party cannot explain a

wrong statement and that it should always be treated as an admission. Whether it amounted to an admission or it was a wrong statement will be a matter for assessment in the light of the arguments advanced and the circumstances adduced by the party with reference to the whole of the statement.

2. With these observations, the civil revision is disposed of.

(K.KANNAN)
JUDGE

26.03.2015
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