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

CR No.2580 of 2015

Date of decision: July 02, 2015

Vikramjit Singh

.....Petitioner

Versus

Pardeep Kumar and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. R.S. Sekhon, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 02.03.2015, whereby application moved by the petitioner for permission to file fresh written statement, was dismissed.

I have heard learned counsel for the petitioner and have gone through the record available on the file carefully.

Respondent No.1 has filed suit for possession by way of specific performance of mortgage deed dated 03.01.2007. Annexure P-2 is the written statement filed by the defendants through their counsel. Petitioner has been arrayed as defendant No.5 in the suit. Thereafter, petitioner moved an application for permission to contest the suit independently as he had attained the age of majority. The case of the petitioner was that earlier written statement had been filed on his behalf by his mother being his natural

guardian.

Trial Court while dismissing the application has observed that at the time of filing of the written statement, petitioner had attained the age of majority. The written statement was duly signed by the petitioner and at the time of filing of the written statement, petitioner had already attained the age of majority. Learned counsel for the petitioner has failed to controvert the findings of the trial Court in this regard. Since the petitioner had signed the written statement and had attained the age of majority at the time of filing of the written statement (Annexure P-2), the application moved by the petitioner for permission to file fresh written statement has rightly been declined by the trial Court.

No ground for interference by this Court, is made out.

Dismissed.

**(SABINA)
JUDGE**

July 02, 2015

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