

213 In the High Court of Punjab and Haryana at Chandigarh

CR-2846-2013 (O&M)

Date of Decision: 07.04.2015

Amrik Singh and others

.....Petitioners

Versus

Harbhajan Kaur and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. K.S.Rekhi, Advocate
for the petitioners.

Mr.S.K.Mahajan, Advocate
for respondents No.1 to 7.

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SABINA, J.

Petitioners have filed this petition challenging the order dated 20.03.2013 whereby the application moved by the defendant-Gurvail Singh, was allowed.

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

Petitioners have filed suit for possession. During the pendency of the suit, defendant-Gurvail Singh filed an application under Order 6 Rule 17 CPC for permission to amend the written statement to the effect that, in fact, the land had been exchanged vide oral exchange dated 23.07.1981 and not vide writing dated 23.07.1981. The trial Court had rightly allowed the amendment sought by the defendant-Gurvail Singh as it would not have changed the

nature of litigation. Rather, the defendant only wants to plead that the exchange was oral and not in writing.

In the facts and circumstances of the present case, no ground for interference is made out.

Dismissed.

**(SABINA)
JUDGE**

April 07, 2015
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