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

CR No.3651 of 2015

Date of decision: May 27, 2015

Ravinder Kaur

.....Petitioner

Versus

Prem Singh

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Ajay Singla, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 09.01.2015, whereby the defence of the petitioner, was struck off.

Learned counsel for the petitioner has submitted that due to inadvertence, petitioner could not file the written statement within the stipulated period. Now, the case is listed before the trial Court for 13.07.2015. Learned counsel has submitted that the petitioner shall file her written statement on the date fixed before the trial Court.

Respondent has filed suit for specific performance of agreement to sell dated 13.03.2014. In case, the petitioner is not permitted to file her written statement, she will suffer an irreparable loss. Moreover, in case, the petitioner is permitted to file her written statement, the *lis* between the parties will be disposed of on merits.

Accordingly, this petition is allowed. Impugned order dated 09.01.2015 is set aside. Petitioner is permitted to file her written statement before the trial Court on the date fixed, i.e. 13.07.2015, subject to payment of ₹5,000/- as costs. Costs be deposited with the District Legal Services Authority. Thereafter, the trial Court shall proceed further with the case in accordance with law.

**(SABINA)
JUDGE**

May 27, 2015

m.singh