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

CR No.4926 of 2015 (O&M)
Date of decision: August 04, 2015

Harpal Singh

.....Petitioner

Versus

Shri Om Parkash

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Maninder Singh Bajwa, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 08.07.2015, whereby, defence of the petitioner, was struck off.

Learned counsel has submitted that in another petition filed by the respondents seeking his ejectment, petitioner has deposited the arrears of rent upto December, 2011. Learned counsel for the petitioner has further submitted that petitioner be granted one opportunity to enable him to file his written statement.

In the present case, respondents have sought ejectment of the petitioner from the premises in question. Although, despite opportunity, petitioner had failed to file the written statement and had also failed to deposit costs, however in the interest of justice, it would be justice and expedient to grant one opportunity to the petitioner to enable

him to file his written statement, so that the *lis* between the parties can be disposed of on merits.

Accordingly, this petition is allowed. Petitioner is permitted to file his written statement before the trial Court within ten days from today, 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**

August 04, 2015
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