

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Civil Revision No.6164 of 2014

Date of decision: 14.12.2015

Aggarwal Panchayat Sabha (Regd.)

.....Petitioner

versus

Smt. Murti Devi

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.B.S. Bedi, Advocate for the petitioner
Mr.Jitender Nara, Advocate for
Mr.Vinod Bhardwaj, Advocate for the respondent

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Impugned in the present revision is the order dated 26.4.2014, passed by the learned Civil Judge, Junior Division, Kaithal, vide which, application of the defendant for amendment of the written statement was dismissed.

By way of the amendment, the defendant wants to correct the date of surrender of tenancy rights from September 2009 to May 2011.

The lower Court was of the view that the applicant-defendant was careless.

I am of the view that it is only a clerical error which is sought to be amended. In this case, evidence of the plaintiff is yet to

be started. The law relating to amendment of the pleadings is very liberal when the trial has not started. Moreover, the amendment is of clerical nature.

It being so, the lower court erred in declining the amendment. Therefore, the amendment is allowed and the date of surrender of tenancy rights is allowed to be corrected from September 2009 to May 2011 in the written statement.

The revision stands allowed.

14.12.2015
gk

(Kuldip Singh)
Judge