

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.6937 of 2014 (O&M)
Date of Decision: 06.02.2015

Jai Singh and another

...Petitioners

Versus

Sultan and others

...Respondents

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

1. *Whether Reporters of the local papers 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?*

Present: Mr. Lekh Raj Sharma, Advocate
for the petitioner.

Mr. Gopal Sharma, Advocate
for respondent No.1.

R.P. Nagrath, J. (Oral)

Petitioners have invoked the jurisdiction of this Court under Article 227 of the Constitution of India seeking to set aside the order dated 10.09.2014 (Annexure P-3) passed by the trial Court dismissing the application for minor correction in the affidavit of petitioners.

Learned counsel for the petitioners submits that the correction which petitioners wanted to make was to correspond with the pleadings of the petitioners as they claim right in 7/48 share instead of 7/98 share as was stated in the affidavit.

The learned trial Court has observed that the application for re-examination of the plaintiff should have been filed instead of seeking amendment of the affidavit.

I have heard learned counsel for the petitioners at considerable length and find that the learned trial Court has made correct observation while disposing of the prayer. The instant petition is thus disposed of with liberty to the petitioners to file an application for re-examination of PW-1 only to make the aforesaid correction and on moving such an application, the trial Court would dispose of the same in accordance with law within one week thereafter. In case, the application is allowed, respondents of course would be entitled to further cross-examine PW-1.

06.02.2015
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(R.P. Nagrath)
Judge