

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Civil Revision No.7973 of 2014
DATE OF DECISION: February 16,2015

Bhupinder Kaur

....Petitioner

versus

Charanjeet Singh

.....Respondent

CORAM:- HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Aseem Kataria, Advocate for the
petitioner.
Mr.Lajpat Sharma, Advocate for the
respondent.

RAKESH KUMAR JAIN, J.

This petition is against the order dated 17.11.2014, striking off the defence of the petitioner, on the ground that he has already availed of three opportunities but the written statement has not been filed.

After hearing learned counsel for the parties and examining the record, I am of the considered opinion that the Court below has taken a very strict view of the matter. Otherwise, in the case titled as Salem Advocate Bar Association, Tamil Nadu Vs. Union of India 2002(4) RCR (Civil) 786(SC) it has been held that period of 90 days is not mandatory but directory.

In view thereof, the present petition is allowed.
The impugned order is set aside. The petitioner is granted
one more opportunity to file the written statement.

February 16, 2015

(RAKESH KUMAR JAIN)

KD

JUDGE