

In the High Court of Punjab and Haryana at Chandigarh

PARAMJIT KAUR SAINI
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Civil Revision No.1733 of 2016
Date of Decision: 18.3.2016

Angrejo Devi

---Petitioner

versus

Jasbir Singh and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Vineet Chaudhary, Advocate
for the petitioner**

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

Rekha Mittal, J.

The present petition lays challenge to order dated 18.1.2016 (Annexure P-7) passed by the Civil Judge (Junior Division), Naraingarh, District Ambala, dismissing application of the petitioner/plaintiff for amendment of the plaint.

Counsel for the petitioner has submitted that in para 4 of the plaint, a pedigree table has been given to show that plaintiff is the daughter of Sh.Kurdiya Ram(since deceased). In para 5, it is averred that Kurdiya Ram died intestate who was owner of the land situated in village Sontli, Ambli, Nagawan, pattarheri, which was ancestral in nature in the hands of Sh. Kurdiya Ram who was '*karta*' of the family and the plaintiff and defendants No. 1 to 7 are coparceners having rights, title and interest in the said land including residential houses and *bara* situated in the abadi deh,

shamlat deh since their birth.

By way of the proposed amendment, the petitioner wants to allege that the suit property is the 'joint Hindu coparcenary property' in place of 'ancestral property'. As a matter of fact, the proposed amendment is not necessary for complete and effective adjudication of the matter in controversy in the circumstances that the petitioner has already alleged the suit property to be ancestral in the hands of Kurdiya Ram with averments that the plaintiff and defendants are the coparceners therein. In this view of the matter, the proposed amendment is not necessary.

Disposed of accordingly.

(Rekha Mittal)
Judge

18.3.2016
PARAMJIT