

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

**CR No. 2797 of 2015 (O&M)
Date of decision: 17.02.2016**

Vijay Kumar

... Petitioner

versus

Jagmohan Sood and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Ms. Lovedeep Kaur, Advocate for
Mr. B.S. Bhalla, Advocate for the petitioner.

K.Kannan, J. (ORAL)

The civil revision petition is filed against the amendment ordered in a plaint challenging an order passed by an authority granting redemption of mortgage in favour of the defendant. I have seen through the text of amendment, one portion of the amendment is merely an elucidation of the nature of the order that was passed and the amount which was directed to be deposited and another portion of the amendment is with reference to circumstances how his own objection regarding the jurisdiction of the Deputy Commissioner to decide on the dispute was decided. These are mere formal amendments and none of these averments has any bearing to defeat any vested right in favour of the defendant by the law of limitation.

If the petitioner has any objection that the suit claimed is barred by limitation, it will be open to the petitioner to take such a contention by way of written statement or amendment to the written statement or still further by additional pleadings under Order 8 rule 9 CPC.

There is no error in the impugned order for interference.
The civil revision petition is dismissed with above observations.

**(K.KANNAN)
JUDGE**

17.02.2016

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