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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-5421-2016

Date of decision : 24.08.2016

Prem Lata Sood and another

... Petitioners

Versus

Sukesh Sood and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Parveen K. Kataria, Advocate
for the petitioners.

1. Whether reporters of 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?

AMIT RAWAL, J. (ORAL)

The petitioners-defendants are aggrieved of the order dated 15.12.2015 (Annexure P-2), whereby, their defence has been struck off.

Mr. Parveen K. Kataria, learned counsel appearing on behalf of the petitioners submits that in case, one opportunity is granted, they will file their written statement.

I have heard the counsel for the petitioners-defendants and appraised the paper book and of the view that no doubt, the petitioners-defendants were negligent in filing their written statement. However, in order to advance justice and prevent miscarriage of justice, I deem it appropriate to grant one opportunity to the petitioners-defendants to file written statement.

Keeping in view the aforementioned observations, the

impugned order dated 15.12.2015 is hereby set aside and the petitioners-defendants shall file their written statement subject to payment of costs of ₹ 5,000/- which shall be condition precedent. If the costs is not paid as directed, the order passed already by the Court below shall stand restored.

With the aforesaid observations, the revision petition stands allowed.

The petitioner undertakes to file written statement on the next date of hearing before the trial Court i.e. 15.09.2016

24.08.2016

yogesh

**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned

✓
Yes/ No

Whether Reportable

✓
Yes/ No