

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

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**Civil Revision No.5783 of 2015  
Date of decision-12.02.2016.**

**Rajrani**

**..Petitioner**

**Vs.**

**Gyanender Gupta & another**

**..Respondents**

**CORAM:- HON'BLE MR. JUSTICE K.KANNAN**

Present: Mr. Adarsh Jain, Advocate  
for the petitioner.

Mr. Shrey Goel, Advocate for  
Mr. Rishabh Gupta, Advocate  
for respondents No.1 and 2.

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**K.KANNAN, J(Oral)**

The order in challenge is passed by the Trial Court denying the party the liberty to take a plea of partial partition. The purchaser wanted to contend that the complainants themselves have sold the same property in the year 2008 and the partition relief cannot be brought without including the property in the hotch-pot to be accounted to the share of the party in the property sold. This aspect appears to have been elicited in the course of trial itself. The impugned order is set aside and the amendment in the written statement is allowed to be brought. Court will frame an additional issue as regards partial partition and proceed with the trial further in accordance with law.

Disposed of.

**(K.KANNAN)  
JUDGE**

**February 12, 2016**

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