

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

235

**CR-7007 of 2015 (O&M)
DATE OF DECISION: 25.02.2016.**

PNF Leasing and Finance Ltd.

....Petitioner.

VERSUS

Gurmeet Singh

....Respondent.

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. H.S. Dhandi, Advocate for the petitioner.

Shekher Dhawan, J. (Oral)

CM-22866-CII of 2015

Prayer made in the application is for placing on record Annexure P-4 and P-5 i.e. copy of plaint and written statement of the civil suit, same is taken on record.

Application is allowed, subject to all just exceptions.

CR-7007 of 2015

Present petition is challenge to the order dated 15.09.2015 whereby application filed by present petitioner for amendment of plaint was declined primarily on the ground that the petitioner's evidence is complete and the case was fixed for defendant's evidence and all facts were in the knowledge of present petitioner.

Learned counsel for the petitioner mainly submitted that no new plea is being taken by way of present amendment, rather by way of proposal amended pleading certain clarifications are to be made which are detailed in Para no.3 of the application (Annexure P-1) and the same are

most relevant for the just decision of the case.

Learned counsel for the petitioner also submitted that after amending the pleadings, the plaintiff is not to lead any fresh evidence and wants to place on file certified copies of bank drafts as explained in the proposed amendment.

That being so, the present petition is accepted and order dated 15.09.2015 is set aside with the direction that the petitioner shall not be given any opportunity to lead oral evidence but shall be allowed to file certified copies of bank drafts in terms of the amendment allowed by this Court, subject to payment of costs of Rs.10,000/-, payable to the defendant-respondent.

(SHEKHER DHAWAN)
JUDGE

25.02.2016.

komal