

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

**CR No.7555 of 2016
Date of decision:10.11.2016**

Inderjit Kaur

... Petitioner

Vs.

Gurbaksh Kaur @ Gurbax Kaur

... Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Anil Kumar Spehia, Advocate
for the petitioner.

AMIT RAWAL J. (Oral)

Petitioner is aggrieved of the impugned order dated 28.04.2016, whereby, her defence has been struck off on the ground of non-filing of written statement.

Mr. Anil Kumar Spehia, learned counsel appearing on behalf of the petitioner submits that in case, one opportunity is granted, subject to any terms and conditions which this Court deems fit, the written statement shall be filed on the date fixed before the trial Court. No prejudice would be caused to the respondent, who shall be compensated in terms of costs.

I have heard learned counsel for the petitioner and appraised the paper book.

No doubt, the petitioner has taken three effective opportunities to file written statement and could not file the same. However, in order to manifest and render justice, I deem it appropriate, to grant one opportunity

to the petitioner to file written statement on the date fixed before the Court below, subject to payment of costs of ₹5,000/- which shall be a condition precedent, failing which, the order under challenge shall come into operation.

Accordingly, the revision petition stands allowed.

(AMIT RAWAL)
JUDGE

November 10, 2016
ramesh

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No