

CR-4958-2017 (O&M)

Date of Decision: 31.07.2017

Sham Lal

...Petitioner(s)

Versus

Smt. Kamla and others

... Respondent(s)

CORAM:-HON'BLE MRS. JUSTICE ANITA CHAUDHRYPresent: Mr. Shalender Mohan, Advocate
for the petitioner.**ANITA CHAUDHRY, J.**

The plaintiff filed a suit for mandatory injunction against their brothers. The defendants took an objection that their sister Shanti had not been impleaded as a party. Thereafter, an application was filed by the plaintiff seeking the impleadment of legal representatives of Shanti who had since died. The objection taken by the defendants was that the legal representatives impleaded were not actually the legal representatives and the plaintiff was concealing their names and husband of Shanti was alive.

The application was allowed on 29.11.2016, when the issues were not even framed. A revision was preferred in the High Court by Sham Lal and others, which was dismissed on 17.02.2017.

Subsequently, the plaintiff filed an application seeking correction/amendment of the names of legal representatives of Shanti which has been allowed on 30.05.2017. It is this order which is being

assailed.

Heard at length. The defendants are impugning every order which is passed by the trial Court. The application was filed merely to correct the names. Had the defendants disclosed the correct names in their reply, it could have been corrected then and there. There is no infirmity in the order.

Dismissed in *limine*.

July 31, 2017
ps-l

(ANITA CHAUDHRY)
JUDGE

Whether Reasoned/Speaking
Whether Reportable

Yes/No
Yes/No