

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

CR No.5127 of 2017

Date of Decision: 03.08.2017

Paramjit Kaur

.....Petitioner

Vs.

Balwinder Singh and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Sanjay Verma, Advocate, for the petitioner.

RITU BAHRI, J. (ORAL)

Petitioner has come up in revision against the impugned order dated 04.03.2017 (Annexure P-3) passed by learned Civil Judge (Jr.Divn.) Derabassi, whereby, defence of the petitioner was struck off due to non filing of written statement.

Learned counsel for the petitioner has referred to the zimni orders (Annexure P-2), whereby, the case was fixed for 03.10.2016 for service and on 14.12.2016, the suit was withdrawn against the defendants No.3 and 4. The case was only adjourned for filing written statement by defendant No.1. After giving two opportunities, written statement has not been filed by defendant No.1 and as such, on 04.03.2017, defence of defendant No.1 for filing written statement was struck off. He further submits that one more and effective opportunity may be given to the petitioner to file the written statement.

In view of the above, the impugned order dated 04.03.2017 is set aside and one more and effective opportunity is granted to the petitioner subject to payment of Rs.3,000/- as costs with the State legal Service Authority, SAS Nagar, Mohali.

**(RITU BAHRI)
JUDGE**

03.08.2017

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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>