

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

260

CR No.207 of 2018 (O & M)  
Date of Decision:26.02.2018

Shankar Lal

...Petitioner

Versus

Om Parkash and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Vivek Goyal, Advocate  
for the petitioner.

Mr. Pardeep Kumar Sehrawat, Advocate  
for respondent Nos.1 and 2.

**ANIL KSHETARPAL, J.(Oral)**

Plaintiff No.3 is in the revision petition against the order passed by the learned trial Court dismissing the application under Sections 151, 152 and 153 of the Code of Civil Procedure for the correction of judgment and decree. It is the case of the plaintiff that in the original sale deed, land was shown to be comprised in Khasra No.440, however, the land was comprised in Khasra No.450/2. He submitted that the sale deed was later on corrected by executing a supplementary sale deed, however, in the pleadings the khasra number could not be corrected. He submitted that in view thereof, the same mistake which had occurred in the pleadings was carried in the judgment and decree also.

Learned counsel for respondent Nos.1 and 2 does not dispute this position.

Learned trial Court has dismissed the application only on the ground that the mistake was in the knowledge of plaintiff No.3-applicant

152 and 153 of the Code of Civil Procedure enables the Court to correct clerical or arithmetical mistakes in judgments, decrees or orders or errors arising therein from any accidental slip or omission. Section 152 enables the Court to correct such mistakes at any time.

In view thereof, the learned trial Court committed an error in dismissing the application only on the ground of delay. The error as noticed above is only a clerical mistake due to accidental omission.

In view thereof, the impugned order is set aside.

Learned trial Court is requested to amend the decree by correctly describing the land in dispute to be comprised in Khasra No.450/2.

Revision petition is allowed.

26.02.2018  
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**(ANIL KSHETARPAL)**  
**JUDGE**

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