

CR No.3385 of 2017

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.3385 of 2017 (O&M)
Date of decision: 31.05.2018

Gurdev Singh

...Petitioner

Versus

Ajmer Kaur and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Gaurav Singla, Advocate for the petitioner.

Mr. Aminder Singh, Advocate for
Mr. Damanjit Sandhu, Advocate for the respondents.

ANIL KSHETARPAL, J. (ORAL)

Order passed by the learned trial Court dismissing the application for rejection of the plaint has been impugned in the present revision petition.

Learned counsel for the petitioner has contended that application filed by the plaintiff under Order 1 Rule 10 CPC so as to implead Darshan Singh son of Gurdev Singh as party was allowed, whereas the plaintiff has filed the amended plaint which was never permitted. From the reading of the order passed by the trial Court, it is apparent that the amendments are only small and insignificant in nature and the case is old and at the final stage.

Learned counsel for the petitioner has vehemently argued that without there being any order for amendment of plaint, amendment could not be permitted. Technically, learned counsel for the petitioner is right. However,

CR No.3385 of 2017

keeping in view the amendments which are totally insignificant in nature as per the order passed by trial Court, amendments would be deemed to have been allowed.

Revision petition is disposed of.

(ANIL KSHETARPAL)
JUDGE

May 31, 2018
Ishwar

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No