

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

Civil Revision No.6565 of 2018

Date of Decision:10.10.2018

Gram Panchayat

.....Petitioner

Vs.

Manjeet and others

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.Vikas Lochab, Advocate,
for the petitioner.

AMOL RATTAN SINGH, J. (Oral)

By this petition the petitioner Gram Panchayat challenges the order of the learned Civil Judge (Jr. Division), Sonipat, dated 05.09.2018 (Annexure P-2), by which the defence of the petitioner (defendant no.1 in the suit), has been struck off.

Learned counsel submits that petitioner put in appearance before the trial Court on 19.04.2018, pursuant to the notice in the suit having been issued, after which the case was adjourned to 05.07.2018, and then to 05.09.2018, on which date its defence has been struck off.

That being so and the suit itself having been filed in the year 2018 itself, and Order VIII Rule 1 of the CPC, having been amended in its application to the States of Punjab, Haryana and UT, Chandigarh, where no period of 90 is stipulated (though it is stipulated in Order V Rule 1), it is considered appropriate to allow this petition to enable the petitioner Gram Panchayat to defend the suit.

Consequently, this petition is allowed, with the Gram Panchayat granted one opportunity to file its written statement within 15

days from today.

It is to be noticed that learned counsel upon specific query submits that no evidence has been led so far before the trial Court.

(AMOL RATTAN SINGH)
JUDGE

October 10, 2018.

dharamvir/dinesh

Whether speaking/reasoned : YES
Whether Reportable : YES