

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

**CR No.1357 of 2019(O&M)
Date of Decision: 27.02.2019**

Mansa Ram

.....Petitioner

Versus

Nirbhai Singh

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. N.S. Dadwal, Advocate
for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

[1]. Petitioner is aggrieved of the order dated 21.01.2019 passed by Additional Civil Judge (Senior Division), Jagraon vide which application under Order 6 Rule 17 CPC for amendment of written statement filed by the respondent was allowed.

[2]. The proposed amendment was to replace the word plaintiff with the word defendant. The mistake was found to be clerical in nature and the same was allowed to be rectified. Even application under Order 39 Rules 1 and 2 CPC was allowed in favour of the plaintiff on the basis of aforesaid clerical omission for which the respondent made a statement that he will not get the order revived by taking benefit of proposed amendment.

[3]. The indulgence granted by the trial Court in the context of allowing the proposed amendment in the written statement cannot be faulted with. This revision petition is accordingly dismissed.

27.02.2019
Prince

(RAJ MOHAN SINGH)
JUDGE

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No