

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

CR-4005-2019

Date of decision:-3.7.2019

Kirti Sharma and another

...Petitioners

Versus

Dharampal Sharma

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.Akshay Kumar Goel, Advocate
for the petitioners.

H.S. MADAAN, J.(ORAL)

This revision petition has been filed by plaintiffs – Kirti Sharma and Yogeshwari Sharma aggrieved by an order passed by the trial Court dated 30.5.2019 vide which their application for framing of additional issues was dismissed with costs.

Briefly stated, facts of the case are that plaintiffs had filed a suit against defendant Dharampal Sharma challenging the sale deed dated 15.10.1999 on the ground of fraud and cheating. Notice of that suit was given to the defendant, who put in appearance, filed written statement contesting the suit. Issues on merits were framed. The parties were afforded opportunities to lead evidence in support of their respective claims, which they did. Thereafter, the case was fixed for rebuttal evidence of the plaintiffs and for arguments. During the course of proceedings, the plaintiffs moved an application for framing additional issues, which was dismissed by the trial Court vide a detailed order dated

30.5.2019 with the observation that the issues already framed cover the pleas taken up by the plaintiffs and that the application had been filed as a delaying tactic after the case was fixed for final arguments.

After hearing the learned counsel for the revisionists and going through the impugned order, I do not find any illegality or infirmity therein much less apparent on the face of it. The order is certainly not perverse or passed in an arbitrary manner. The revisional jurisdiction of this Court is quite limited and considering the facts and circumstances of the case, there is no reason to interfere with the impugned order by way of exercising the revisional jurisdiction.

Therefore, the revision petition stands dismissed.

3.7.2019
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No