

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

CR No.5098 of 2019

Date of decision: 27.08.2019

Kartar Singh

....Petitioner

Versus

Inderjit Singh

....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Neeraj Yadav, Advocate,
for the petitioner.

RITU BAHRI J. (Oral)

Challenge in this petition is to the order dated 30.07.2019 (Annexure P-2) passed by the Civil Judge (Junior Division), Amritsar, whereby defence of defendant-petitioner has been struck off.

Learned counsel for the petitioner contends that plaintiff-respondent filed a suit for recovery of Rs.12,20,000/- against the defendant-petitioner in the year 2018. After notice of the suit, defendant-petitioner appeared before the trial Court through counsel on 30.04.2019 and had taken only two dates for filing the written statement. However, vide impugned order dated 30.07.2019 (Annexure P-2), defence of the petitioner has been struck off.

In the given circumstances of the case, to impart complete justice to the parties and also to avoid deprivation of full opportunity to the petitioner (defendant), this Court deems it appropriate to provide some time to the petitioner (defendant) to file his written statement.

In view of the above, impugned order dated 30.07.2019

(Annexure P-2) is set aside and one effective opportunity is granted to

defendant-petitioner to file his written statement before the trial Court within a period of two weeks from the date of receipt of certified copy of this order, subject to costs of ₹5,000/- to be deposited with the District Legal Services Authority, Amritsar.

Allowed accordingly.

(RITU BAHRI)
JUDGE

27.08.2019
ajp

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No