

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 340 of 2022

Date of Decision: 30.03.2022

Varinder Singh and Others

... Petitioner(s)

Versus

Suraj Bhan and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Balbir Singh Jaswal, Advocate
for the petitioner(s).

Mr. Satbir Rathore, Advocate
for the respondent No.1.

Anil Kshetarpal, J.

1. The trial Court, keeping in view the facts of the case, has permitted the plaintiff to amend the plaint. Apart from referring to the clerical/typographical errors, the plaintiffs have pleaded that they have perfected their title by way of adverse possession. The trial Court, after taking into consideration the judgment passed by a Larger Bench of the Supreme Court in *Ravinder Kaur Grewal and Others v. Manjit Kaur and Others 2019 AIR (Supreme Court) 3827*, has allowed the application.

2. No doubt, the application for permission to amend the plaint was filed after the commencement of the trial, however, there was uncertainty with regard to the maintainability of the suit for declaration on the ground that the plaintiffs have perfected their title by way of adverse possession. This matter has now been decided by a Larger Bench of the

3. Keeping in view the aforesaid facts, no ground to interfere with the order passed by the trial Court is made out. However, the trial Court is directed to conclude the trial of the case, expeditiously.

4. With the observations made above, the present revision petition is disposed of.

(Anil Kshetarpal)
Judge

March 30, 2022

“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No