

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

CR-612-2018

Date of decision: 25.08.2022

Jai Pal & anr.

.... Petitioners

Versus

Anita Sharma & ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sunil Garg, Advocate
for the petitioners.

Mr. Brijender Kaushik, Advocate,
for respondent No.1.

ANIL KSHETARPAL, J (Oral)

An application filed by the defendants for rejecting the amended plaint or striking off the unnecessary pleadings, on account of unauthorized changes being made in the plaint, has been dismissed by the trial Court on the ground that there is no substantial change. It may be noted here that the plaintiff filed an application for permission to amend the prayer made in the suit, which was allowed. However, while filing the amended plaint, he carried out certain amendments which were never permitted.

Heard learned counsel representing the parties at length and with their assistance perused the paper book.

Learned counsel representing the petitioners while highlighting the unauthorized amendment carried out in the plaint submits that the trial Court has erred in making an observation that there is no substantial change.

On the other hand, learned representing the plaintiff submits that such amendments are formal in nature.

Keeping in view the aforesaid facts, learned trial Court is

requested to re-decide the application after taking into account the objections taken by the defendants in this regard.

Petition stands disposed of.

25.08.2022
monika

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No