

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

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**CR-6272 of 2018(O&M)
Date of Order: 13.05.2022**

Ashok Kumar Talwar and another

..Petitioners

Versus

Ranjit Tanwar and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rohit Kapoor, Advocate, for the petitioners.
Mr. Ashwani Kumar Chopra, Sr. Advocate, with
Mr. Abhay Nanda, Advocate, for respondent no.1 to 3.

ANIL KSHETARPAL, J(Oral)

While assailing the correctness of the interlocutory order passed by the trial court permitting the plaintiffs to amend the plaint, the defendants have filed the present revision petition. The trial court has allowed the following amendment:-

“(a) That in the title and prayer of the plaint word “joint” is to be added after the word “are” and before the word “owners” and words “ to the extent of” are to be added after the word “of” and before the figure “1/3rd” in the 2nd line from top.

(b) that in the cause title and prayer clause of the plaint words “forming part of Khasra No.221 74/8156(3-17), 22176/8156 (8-8) and 8157(0-6), as per Jamabandi for the year 2004-2005 on the basis of registered WILL dated 16.5.1991, duly executed by their mother Sharda Talwar in their favour being the property left by her” are to be mentioned after the word “attached” and before the word “AND”

The plaintiffs have sought decree of declaration to the effect that they are owner in possession of 1/3rd share of the property left behind by their predecessor. They claim the property on the basis of a registered Will.

It is evident that the plaintiffs have only been permitted to make a formal amendment.

Hence no ground to interfere is made out.

Dismissed.

It has been noticed that the suit is pending for the last 11 years.

Keeping in view the aforesaid facts, the learned trial court is requested to make sincere endeavours for the expeditious disposal of the suit.

All the pending miscellaneous applications, if any, are also disposed of.

May 13, 2022

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(ANIL KSHETARPAL)
JUDGE

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