

CR No.2014 of 2022 (O&M)

Date of Decision:20.05.2022

The Senior Executive Engineer, PSPCL and Anr. Petitioners

Versus

Sukhpal SinghRespondent

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPALPresent: Mr. Abhishek Arora, Advocate
for the petitioners.

ANIL KSHETARPAL, J.(Oral)

The petitioners are defendants in a suit for grant of decree of permanent injunction to restrain the defendants from interfering in the possession of the plaintiff over plot measuring 13 Marlas. The defendants while filing the written statement have asserted that they are owners in possession of land measuring 44 Kanals and 06 Marlas including the suit land.

By way of an application for permission to amend the written statement, they intend to provide description of the land with reference to its Khewat, Khatauni and Khasra numbers.

As per the Order 6 Rule 2 CPC, the pleadings should contain material facts in a concise form. The evidence is not required to be pleaded. It is open to the defendants to prove that they are owners in possession of 44 Kanals and 06 Marlas, as already stated in the written statement, by leading relevant evidence along with the evidence of its description, at the appropriate stage.

Disposed of.

(ANIL KSHETARPAL)
JUDGE**20th May 2022**