

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

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**CR-2948 of 2019 (O&M)
Date of decision: 17.11.2022**

Hakumat Singh @ Ghuma

..Petitioner

Versus

Kartar Singh and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Dinesh Nagar, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

The defendant in a suit for possession is the petitioner herein. The trial court has permitted the plaintiff to amend the plaint in order to clarify certain facts. Originally the plaintiff claimed possession of 16 kanals of land, whereas now he claims 1/3rd share i.e. 5 kanals 6 marlas. The suit is at a preliminary stage. The trial court in its discretion while recording cogent and valid reasons, permitted the plaintiff to amend the plaint. Challenging the correctness of the aforesaid order, the present revision petition has been filed.

This Bench has heard the learned counsel representing the petitioner at length and with his able assistance perused the paper book.

The learned counsel representing the petitioner submits that the nature of the suit itself has been changed as originally the plaintiff had claimed that the property belongs to the Punjab Government, whereas now he is claiming that one Raja Singh was in possession of the said property as 'Gair Marusi'.

These facts submitted by the learned counsel are required to be proved at the time of trial of the suit. At the cost of repetition, the suit is at a preliminary stage.

Hence no ground to interfere is made out.

Dismissed.

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

November 17, 2022

(ANIL KSHETARPAL)
JUDGE

nt

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>