

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

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**CR-2461-2022(O&M)
Date of decision: 04.07.2022**

MANJIT SINGH AND ANR

...Petitioners

Versus

JASWANT SINGH SINCE DECEASED THR LRS AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present: Mr. Amit Jhanji, Sr. Advocate, with
Ms. Eliza Gupta, Advocate
for the petitioners.**

ANIL KSHETARPAL, J (Oral)

The plaintiffs are the petitioners herein. A decree for possession by way of specific performance of the agreement to sell has been passed in their favour which has been affirmed by the First Appellate Court.

However, while decreeing the suit, the Court was required to pass a conditional decree while directing the plaintiffs to pay the balance sale consideration within the specified time.

Inadvertently, the courts overlooked the aforesaid provision. On an application filed by the Judgment Debtor, the First Appellate Court has ordered amendment of the decree while directing the plaintiffs to deposit the amount within a period of 45 days from 23.05.2022 (the date of order).

The learned senior counsel representing the petitioners *inter-alia* contends that while passing the decree, the Court has committed another typographical mistake as the front of the property in dispute, facing the road, has been described as 370 sq. feet which should, in fact, be 370 feet. He submits that an application in this regard is pending before the trial Court.

After having heard the learned senior counsel representing the petitioners, this Court is of the view that once an application for the amendment/correction of the decree is decided, the petitioners can file an application before the First Appellate Court for extension of time, if required.

With these observations, the revision petition is disposed of.

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

July 04, 2022

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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No