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

**CR-3011-2022 (O&M)
Date of decision: 01.08.2022**

M/s Tirupati Landbase Pvt. Ltd

... Petitioner

Vs.

Likhi Ram and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Aditya Jain, Advocate
for the petitioners.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for setting aside the order dated 25.03.2022 passed by the trial Court, vide which defence of petitioner-defendant No.2 was struck off.

Brief facts of the case are that respondents No.1 to 5-plaintiffs filed a suit for declaration with consequential relief of permanent and mandatory injunction regarding the suit land that the plaintiffs are owner in possession of the disputed land and the defendants be restrained from interfering in the possession on the basis of TP Scheme.

Learned counsel for the petitioner submits that the petitioner, who is defendant No.2, appeared before the trial Court and sought time to file the written statement, however, due to COVID-19 situation, the case was

adjourned number of times and the same could not be filed in time. It is further submitted that the trial Court, vide impugned order dated 25.03.2022, struck off defence of petitioner-defendant No.2 as well as defendant No.3, who is a Govt. official.

After hearing learned counsel for the petitioner, in order to avoid any further delay in disposal of the case, at this stage, effecting service on the respondents is dispensed with and in the interest of justice, this petition is allowed and the impugned order is set aside.

The trial Court is directed to grant one effective opportunity to petitioner-defendant No.2 to file the written statement within a period of 15 days from today subject subject to payment of costs of Rs.25,000/- to respondents No.1 to 5-plaintiffs.

The written statement will be filed along with costs on or before 22.08.2022, failing which this revision petition will be deemed to be dismissed without any further orders.

Liberty is granted to the respondents-plaintiffs to revive this petition, if so advised.

[ARVIND SINGH SANGWAN]
JUDGE

01.08.2022
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No