

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

**CRR(F)-377-2021 (O&M)
Date of decision : 16.05.2022**

Amjad Khan

.....Petitioner

versus

Siratal and others

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Mohammad Arshad, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Petitioner has approached this Court impugning the order dated 07.04.2021 by virtue of which the defence of the petitioner was struck off.

Learned counsel for the petitioner submits that the petitioner is a poor person and belongs to Rajasthan and on account of the same, he could not file the reply in the case before the Court below. He further submits that the main case is at the evidence stage and he will suffer irreparable loss if he is not allowed to file reply in the proceedings.

After hearing counsel for the petitioner and perusing the record, this Court is of the opinion that it would not be appropriate at this stage to issue notice to the respondent-wife, however, in the interest of justice, order dated 07.04.2021 is *set aside*. The petitioner is granted only one opportunity to file the reply before the concerned Court subject to the payment of cost of Rs.25,000/- to the respondent-wife.

Learned Family Court would ensure that the petitioner complies with the order regarding payment of cost as directed before entertaining his reply.

In view of the above, petition is disposed of.

(RAJESH BHARDWAJ)
JUDGE

16.05.2022
m. sharma

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