

CR No.452 of 2023 (O&M)
Date of Decision: 07.02.2023

Beer Singh Cheela and others

.....Petitioners

Versus

Balbir

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Chanderhas Yadav, Advocate for the petitioners.

RAJBIR SEHRAWAT, J. (ORAL)**CM-1270-CII-2023**

Allowed, as prayed for.

Main Case

This is a petition filed under Article 227 of the Constitution of India for setting aside the order dated 09.12.2022 (Annexure P-7) and order dated 23.12.2022 (Annexure P-9) passed by the Additional Civil Judge (Senior Division), Nuh, District Nuh, vide which the the application under Order 6 Rule 17 CPC filed by the petitioner/defendant was declined, with certain other prayers made in the present petition.

A perusal of the order passed by the trial Court shows that the Court has rejected the application of the petitioner filed under Order 6 Rule 17 CPC for amendment of the written statement by asserting that the suit in the present case does not relate to the title of the property qua which the petitioner is trying to introduce certain facts to belie the title of the plaintiff of the present suit.

In view of the above, finding no merit in the present petition, the same is dismissed.

(RAJBIR SEHRAWAT)
JUDGE**07.02.2023***sandeep*

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No