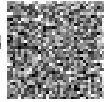


**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

124

2024.PHHC:068233



CR-3148-2019

Date of decision: 15.05.2024

CHAMKAUR SINGH AND ANOTHER

..Petitioners

Versus

GURJIT SINGH AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. A.B.S. Salar, Advocate
for the petitioners.

Mr. K.B. Raheja, Advocate
for respondent No.2, 7 and 8.

ANIL KSHETARPAL, J(Oral)

1. This is the petitioner's second attempt to amend the plaint. The first application was allowed on 19.04.2018. Subsequently, the plaintiff filed the second application for amendment. The trial Court found that in the proposed amendment, the plaintiffs are only trying to explain and elaborate documents, which are sought to be produced in evidence. The Court further held that as per Order VI Rule 2 of the Code of Civil Procedure, 1908 (hereinafter referred to as the "CPC"), only the material facts are required to be stated in the pleadings and not the evidence.

2. This Bench has heard the learned counsel representing the parties at length and with their able assistance perused the paperbook.

3. The learned counsel representing the petitioner submits that elaborate pleadings are required to be made in the facts of the case.

4. This Court has considered the submissions of the learned counsel representing the parties.

5. At the cost of repetition, Order VI Rule 2 of the CPC, require the parties to state material facts in concise form and not the evidence. From

the bare perusal of the proposed amendment, it is evident that the plaintiffs just want to incorporate the evidence in the plaint, which is not necessary.

6. The trial Court has also made similar observations while disposing of the application.

7. Hence, no ground to interfere is made out.

8. Dismissed accordingly.

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

May 15th, 2024

Ay

(ANIL KSHETARPAL)
JUDGE

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