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

(212)

CR-2734-2021

Date of Decision: - 20.11.2025

Jai Singh and others

....Petitioners

Versus

Balwant Singh

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Sumit Gupta, Advocate
for the petitioners.

Mr. Saurabh Dalal, Advocate
for the respondent.

VIKAS BAHL, J. (ORAL)

1. Challenge in the present revision petition is to the impugned order dated 22.09.2021, vide which the application filed by the respondent-plaintiff for amendment of the plaint has been allowed.

2. Learned counsel for the respondent has submitted that in the present case, the suit was filed in the year 2017 and during the pendency of the suit, a judgment dated 19.01.2018 had been passed and immediately on passing of the said judgment, the plaintiff-respondent had moved an application for amendment in order to make an additional plea to the effect that the said judgment is not binding on the rights of the plaintiff.



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3. Learned counsel for the petitioners has submitted that the plaintiff was a party to the said judgment and is bound by the same and the issues which had been decided in the said judgment had attained finality. It is however submitted that since the petitioners have an opportunity to file the amended written statement to the amended plaint filed, thus, the petitioners be permitted to withdraw the present revision petition with liberty to raise all pleas including the plea of res-judicata etc. in the said amended written statement and during the course of trial.

4. Keeping in view the above-said facts and circumstances, the petitioners are permitted to withdraw the present revision petition with liberty to raise all the pleas in the amended written statement and also during the course of trial.

5. It is made clear that this Court has not opined on the merits of the case and it would be open to both the parties to raise all pleas in accordance with law and the same would be considered independently by the trial Court at the stage of final adjudication.

November 20, 2025
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No