



**CR-6887-2025(O&M)**

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

(113)

CR-6887-2025(O&M)  
Date of Decision:-26.09.2025

Veena Rani and Others

.....Petitioners

Versus

Renu Bala

.....Respondent

**CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL**

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Present: Mr. Raghav Taneja, Advocate  
for the petitioners.

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**AMARINDER SINGH GREWAL, J. (Oral)**

1. The present petition has been filed under Article 227 of the Constitution of India, seeking setting aside of the order dated 23.07.2025 (*Annexure P-2*), passed by the learned Civil Judge (Jr. Division), Abohar, District Fazilka, whereby the defence of the petitioners was struck off due to non-filing of the written statement.

2. Briefly, the facts are that the respondent-plaintiff instituted a suit for permanent injunction, restraining the petitioners/defendants from interfering with her peaceful possession over the suit property. On 18.03.2025, the petitioners/defendants appeared before the learned Trial Court for the first time. Vide order dated 23.07.2025, the learned Trial Court struck off the defence of the petitioners on the ground of non-filing of the written statement within the stipulated period of 90 days.



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3. Learned counsel for the petitioners submits that the petitioners were not afforded adequate and reasonable opportunity to file the written statement, and that striking off their defence at this stage would result in grave prejudice to their case. It is further submitted that setting aside the order dated 23.07.2025 is essential for proper adjudication of the trial.

4. I have heard learned counsel for the petitioners and perused the paper book.

5. In view of the nature of the order proposed to be passed, issuance of notice to the respondents is dispensed with, as it would only delay the proceedings and cause unnecessary expenditure to the respondent.

6. Having considered the submissions and perused the record, this Court is of the opinion that the learned Trial Court has adopted an overly strict approach in striking off the defence of the petitioners.

7. Accordingly, the present petition is allowed. The impugned order dated 23.07.2025 (*Annexure P-2*) passed by the learned Civil Judge (Junior Division), Abohar, is hereby set aside, subject to payment of costs of Rs.10,000/- to be deposited by the petitioners within ten days in the following account:

*Punjab State Legal Services Authority Disaster Relief Fund.*

*Account No. 44426937384*

*IFSC SBIN0014656*

*Bank Name - State Bank of India, Sector 68, SAS Nagar.*

8. The petitioner shall appear before the learned trial Court on the date fixed and on his production of receipt qua deposition of costs, the trial



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Court shall grant one effective opportunity to the petitioner for filing of written statement.

9. The Registry is directed to forward a copy of this order to learned Civil Judge (Junior Division), Abohar, for compliance.

10. All pending application(s), if any, stand disposed of accordingly.

**(AMARINDER SINGH GREWAL)**  
**JUDGE**

**26.09.2025**

*Shubham*

Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No