



CR-4719-2025 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-4719-2025 (O&M)

Date of decision : 24.07.2025

Gurinder Singh Chawla and another ...Petitioners

Versus

Sandeep Singh Chawla and others ...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. KBS Mann, Advocate for the petitioners.

HARPREET KAUR JEEWAN, J. (Oral)

1. Present revision petition under Article 227 of the Constitution of India has been filed for setting aside the order dated 09.07.2025, passed by learned Additional Civil Judge (Senior Division), Tarn Taran (hereinafter referred to as 'the trial Court'), whereby, evidence of the petitioners-defendants has been closed by Court order in Civil Suit No.516/2019, titled as **Sandeep Singh Chawla V/s Gurinder Singh Chawla and others.**

2. Learned counsel for the petitioners contends that the plaintiff-respondent No.1 filed a suit for permanent injunction for restraining the petitioner-defendants from interfering in the peaceful possession of the shop in question. It is contended that defendant-petitioner No.1 is father of the plaintiff, who had purchased the shop in question. Now, his son is seeking an injunction restraining him from entering the said shop. The petitioners are contesting the civil suit. They have filed the written statement and issues have already been



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framed. Subsequently, the petitioners filed an application on 02.09.2024 for amendment of the written statement under Order VI Rule 17 of the Code of Civil Procedure, 1908 (for short, 'the CPC'), which was dismissed by the trial Court on 19.05.2025. Feeling aggrieved, the petitioners preferred a revision petition bearing No.CR-3872-2025 against the aforesaid order, which was also recently dismissed by a Coordinate Bench of this Court on 04.07.2025. Since the petitioners were pursuing the said revision petition, they could not conclude the evidence.

3. Learned counsel for the petitioners further submits that the petitioners are ready to conclude the evidence, in case one opportunity is granted to them and they are also ready to pay the costs.

4. I have considered the submissions made on behalf of the petitioners.

5. In the present case, valuable rights of the parties are involved. The delay on the part of the petitioners can be compensated. It would be in the interest of justice, if the petitioners could be granted one opportunity to lead their evidence.

6. In view of the above circumstances, the present petition is allowed.

7. The impugned order dated 09.07.2025, passed by the trial Court, is set aside.

8. The petitioners shall be granted an opportunity to lead their evidence subject to payment of Rs.30,000/- as costs to respondents. Costs be deposited before the trial Court within 20 days, which shall be paid to the respondents upon leading evidence by the



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petitioners.

9. However, liberty is granted to the respondents to file an application for recalling of this order, if so advised, since the order is being passed in their absence.

10. Pending miscellaneous applications, if any, shall stand disposed of.

24.07.2025

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**[HARPREET KAUR JEEWAN]
JUDGE**

Whether speaking / reasoned :
Whether Reportable :

Yes	No
Yes	No