

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

Civil Revision No.1214 of 2014

Date of decision: 10.03.2015

Punjab National Bank

... Petitioner

versus

M/s Neha Interiors and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. C.S. Pasricha, Advocate,
for the petitioner.

Mr. Deepak Sonak, Advocate,
for respondents 3 and 4.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ? No.
3. Whether the judgment should be reported in the digest ? No.

K.Kannan, J. (Oral)

1 Respondents 1 and 2 are reported to have been set ex parte before the court below and they have been served through publication. Notice to respondents 1 and 2 is dispensed with.

2. There is no requirement to come to this court against an order closing the evidence. The procedure has been laid down by a decision of this court in **Santosh Kumar Berry Versus Nirmala Devi and others in CR No.5639 of 2012, decided on 25.09.2012,** making reference to a judgment of the Supreme Court which recognizes the power of the court to recall its own order. If the

circumstances are shown as to why effective steps could not be taken, power resides in the trial court to reopen the side which has closed and allow for the evidence to be brought. The court will adopt a procedure outlined in the said judgment. The civil revision is disposed of directing the mater for fresh consideration in the light of the decision referred to above.

(K.KANNAN)
JUDGE

10.03.2015
sanjeev