

114

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CR No.2189 of 2015

Date of decision: March 27, 2015

Raj Kumar

.....Petitioner

Versus

Smt. Hoshiyari Devi and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Sandeep Parkash Chahar, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 22.01.2015, whereby evidence of the petitioner, was closed.

Learned counsel for the petitioner has submitted that petitioner be granted one opportunity to enable him to lead his entire evidence, otherwise he will suffer an irreparable loss.

Petitioner has filed suit for permanent injunction and mandatory injunction. Although, number of opportunities were granted to the petitioner to enable him to conclude his evidence, but in the interest of justice, it would be appropriate to grant one opportunity to the petitioner to enable him to lead his evidence.

Accordingly, this petition is allowed. Impugned order dated 22.01.2015 is set aside. Trial Court is directed to grant one effective opportunity to the petitioner to enable him to lead his entire evidence at his own risk and responsibility, subject to payment of ₹2,500/- as costs. Costs be deposited with the District Legal Service Authority, Gurgaon. Thereafter, the trial Court shall proceed further with the case in accordance with law.

**(SABINA)
JUDGE**

March 27, 2015

m.singh