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

CR No.3148 of 2015

Date of decision: May 11, 2015

Roshan Lal

.....Petitioner

Versus

Rajdevinder Singh

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Sandeep Jasuja, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 06.05.2015, whereby evidence of the petitioner, was closed.

Learned counsel for the petitioner has submitted that, although, petitioner had been unable to conclude his evidence despite four opportunities, but short adjournments had been granted and due to this reason, petitioner could not conclude his evidence. Learned counsel has further submitted that petitioner be granted one opportunity to enable him to conclude his evidence.

Respondent has filed suit for specific performance of agreement to sell dated 06.03.2012 against the petitioner.

Keeping in view the submissions made by learned counsel for the petitioner, it would be just and expedient to grant one opportunity to the petitioner to enable him to

conclude his evidence. In case, petitioner is permitted to lead his evidence, the *lis* between the parties will be disposed of on merits.

Accordingly, this petition is allowed. Order dated 06.05.2015 is set aside. Trial Court is directed to grant one effective opportunity to the petitioner to enable him to conclude his evidence at his own risk and responsibility, subject to payment of ₹5,000/- as costs. Costs be deposited with the Legal Services Authority. Thereafter, the trial Court shall proceed further with the case in accordance with law.

**(SABINA)
JUDGE**

May 11, 2015
m.singh