

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH
CR No.355 of 2015 (O&M)
Date of decision: March 23, 2015.

Balwinder Singh and another

... **Petitioners**

v.

Gram Panchayat, Village Pandori, Arayan and another

... **Respondents**

CORAM: **HON'BLE MR. JUSTICE DR. BHARAT BHUSHAN PARSOON**

Present: Shri Ravneet Singh Bains, Advocate, for the petitioners.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Counsel for the petitioners, conceding that many opportunities were taken by the petitioner-plaintiffs for producing their evidence, urges that since settlement was in the offing and the parties were trying hard for the same and thus evidence was not being got recorded so that chances of compromise may not be lost. It is claimed that even the defendants, in such endeavour, have not led any evidence. It is thus urged that since the compromise has not come forth, the impugned order would cause grave prejudice to the plaintiff-petitioners. It is further urged that only Balwinder Singh and Kulwant Singh petitioners herein are to be examined.

No notice is being issued to the respondents in order to obviate delay, more so when no prejudice is likely to be caused to the respondents in view of the nature of order which this Court proposes to pass.

Having heard Counsel for the petitioners and keeping in view the peculiar facts and circumstances of the case, by setting aside the impugned order, this petition is disposed of with a direction to the lower court to afford an effective opportunity to the petitioners to examine Balwinder Singh and Kulwant Singh petitioners herein, however, subject to payment of costs of Rs.10,000/- to the opposite party. Their cross examination would be concluded on the same day.

[**Dr. Bharat Bhushan Parsoon**]
Judge

March 23, 2015.