

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

CR No. 4623 of 2015 (O&M)

Date of decision : 24.7.2015

Sukhwinder Singh

.. Petitioner

versus

Prabhjinder Singh and others

.. Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Aayush Gupta, Advocate, for the petitioner.

Rajesh Bindal, J.

Challenge in the present petition is to the order dated 7.5.2015 whereby evidence of the petitioner/ claimant was closed by order of the Court.

In the case in hand, the petitioner/claimant filed a claim petition seeking compensation on account of injuries suffered by him in a road accident on 19.4.2012.

For the view I am taking in the present petition, I do not deem it appropriate to issue notice to the respondents, as the same would unnecessarily delay not only disposal of the present petition but the claim petition as well.

The learned Court below while closing evidence of the petitioner observed that despite last opportunity the evidence of the claimant was not present, hence, the same is closed.

In the present case, the petitioner is claiming compensation on account of multiple injuries suffered by him in a road accident wherein he claimed to have suffered permanent disability in his right leg. It is claimed that on account of treatment, he was out of job for a period of more than one year. Taking compassionate view of the matter and considering the fact that the claim petition filed by the petitioner seeking compensation is not dismissed only on account of some lapse on his part in not producing the entire evidence, in my opinion, he deserves to be granted one opportunity to

conclude his entire evidence at his own risk and responsibility.

The impugned order passed by the learned Court below is set aside and the petitioner is granted one opportunity to conclude his evidence. If aggrieved, the respondents shall have right to file application for recalling the aforesaid order.

The revision petition is disposed of in the manner indicated above.

24.7.2015
vs

(Rajesh Bindal)
Judge