

In the High Court of Punjab and Haryana at Chandigarh.

**CR No.4365 of 2014
Decided on 13.1.2015**

Bal Krishan and another

--Petitioners

Vs.

Naveen Kumar

--Respondent

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Gaurav Sharma,Advocate, for the petitioners

Mr.Rajan Bansal,Advocate, for the respondent

Rakesh Kumar Jain,J: (Oral)

This petition is against the order dated 08.5.2014 by which cross examination of PW-3 has been recorded as 'NIL'.

Learned counsel for the petitioner submits that his Advocate who had to cross examine PW-3 had to leave for home because his mother was not well. Learned counsel for the respondent has, however, submitted that the petitioner does not deserve any leniency from this Court as he was required to make some alternate arrangement, in case he was facing some personal difficulty.

After hearing the learned counsel for the parties and examining the record, I am of the considered opinion that one more opportunity can be granted to the petitioner to cross examine PW-3 on the ground that he could not appear in the Court at the time when cross examination of OW-3 was being conducted because he had to leave for his home because of illness of his mother.

In view of the above, the impugned order is set aside, the present revision petition is allowed and the petitioner is granted one opportunity to cross examine PW-3 subject to payment of ₹5000/- as costs.

13.1.2015
rr

(Rakesh Kumar Jain)
Judge