

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

CR No.5145 of 2015 (O&M)
Date of decision : 14.08.2015

Ashok Kumar

...Petitioner

Versus

Smt. Suresh Devi

...Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

1. Whether reporters of local newspapers may be allowed to see judgment ?
2. To be referred to reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present: Mr. K.K. Saini, Advocate for the petitioner.

AMIT RAWAL, J. (Oral)

Challenge in the present petition is to the order dated 16.07.2015 (Annexure P-9), whereby evidence of the petitioner/plaintiff has been closed in a suit filed for specific performance of the agreement to sell.

Mr. K.K. Saini, learned counsel appearing on behalf of petitioner/plaintiff submits that in case the petitioner/plaintiff is granted one opportunity to lead the evidence of the plaintiff and the attesting witnesses of the agreement to sell, no prejudice will be caused to the respondent/defendant as they would have a right to cross-examine the witnesses.

No doubt the petitioner/plaintiff has taken numerous opportunities in examining himself, much less, other witnesses and had moved an application for summoning of the witnesses, on that date when impugned order has been passed.

In order to meet the ends of justice, I deem it appropriate to grant one opportunity to the petitioner/plaintiff to examine the aforementioned witnesses.

The trial Court is directed to grant one opportunity to the petitioner/plaintiff to lead entire evidence in accordance with law.

In order to defray litigation expenses, I deem it appropriate to impose cost of ₹2500/- which shall be precedent before granting opportunity to lead evidence.

Accordingly, order dated 16.07.2015 (Annexure P-9) is set aside.

With the aforementioned direction, the present petition is disposed of.

14.08.2015

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**(AMIT RAWAL)
JUDGE**