

223.

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

Civil Revision No.5287 of 2013

Date of decision: 19.11.2015

Piara Lal and another

... Petitioners

versus

Darshan Singh

.... Respondent

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Vijay Lath, Advocate,
for the petitioners.

Mr. Sanjay Gupta, Advocate,
for the respondent.

K.Kannan, J. (Oral)

The defendants make a needless fuss about the court in allowing for the evidence of the plaintiff to be brought after it had closed the side. On the same day when the plaintiff's side was closed, an application for amendment of the plaint had been made for setting out a plea regarding payment of receipt of earnest money. After the amendment was allowed, the plaintiff has produced a fresh list of affidavits as examination in chief. The defendant's objection is that the affidavit contains reference to details more than what was brought through the amended plaint. So long as the cross-examination has not commenced and the court has allowed for reopening of the case for tendering of the evidence of the witnesses,

I do not think the defendants can complain of any serious prejudice.

The order already passed is confirmed and the revision petition is dismissed.

(K.KANNAN)
JUDGE

19.11.2015
sanjeev