

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

Civil Revision No.6014 of 2015 (O&M)

Date of decision: 06.10.2015

Guraditta Singh Sandhu

.....Petitioner

versus

Harkirat Singh and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.K.B.S.Mann, Advocate for the petitioner

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Learned counsel for the petitioner contends that due to strike by the lawyers, counsel for the petitioner did not appear and therefore, the learned trial Court exercising the powers under Order 17 Rule 1(2) CPC, treated the cross examination of the witnesses as nil and the case was fixed for evidence of the defendant. Learned counsel for the petitioner requests that petitioner may be granted one opportunity to cross-examine the witness as the party is not at fault.

Keeping in view the circumstances and the fact that the suit is for recovery of Rs.two lacs as damages for malicious prosecution, the revision is allowed, the impugned order is set aside and the petitioner is granted one opportunity to cross-examine the witness subject to payment of Rs.5,000/- as costs, to be deposited in the District Legal Aid Fund, Sri Muktsar Sahib.

06.10.2015

gk

**(Kuldip Singh)
Judge**