

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

**CR No.6006 of 2014 (O&M)
Date of decision : 28.09.2015**

Umar @ Umar Mohamad

....Petitioner

Versus

Habib Khan @ Naseem Khan & ors.

....Respondents

CORAM: HON'BLE MR. JUSTICE K.KANNAN

Present: Mr. Sudhir Aggarwal, Advocate
for the petitioner.

Mr. S.S.Sidhu, Advocate
for respondent No.3.

K.Kannan, J. (Oral)

The revision petition is against the order passed declining the adjournment and closing the evidence of the petitioner and a plea for additional evidence sought by the petitioner for bringing on record the doctor's certificate and his own evidence. The Tribunal has observed that the petitioner has taken nine effective opportunities but did not conclude the evidence. Though perhaps there exists no adequate reasons but considering the fact that the petitioner was claiming compensation for disability arising in a motor accident, even laches on the part of the party ought not to come in the way of addressing the claims of a person, who is deprived of amenities of life.

I set aside the order not because the petitioner's conduct was justified but on higher ground that even if in default, he could still be accommodated by Court's discretion. The impugned order is set aside and the revision petition is allowed.

28.09.2015
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**(K.KANNAN)
JUDGE**