

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 7196 of 2015 (O/M)
Date of decision : 26.11.2015

Ram Phal

..... Revisionist

Versus

Bijender Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Vikas Mohan Gupta, Advocate, for the revisionist.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

Impugned in the present revision is the order dated 10.8.2015 (Annexure-P-1), passed by the learned Additional Civil Judge (Senior Division), Sonapat, vide which the application of the present revisionist, seeking the re-examination of PW2 Dharam Pal in additional evidence, was dismissed.

It comes out that PW2 Dharam Pal had tendered his affidavit. Now, the counsel wants his re-examination by tendering fresh affidavit. The lower Court has observed that in the fresh affidavit PW2 Dharam Pal wants to take a contradictory plea and

CR No. 7196 of 2015 (O/M)

that some admissions are sought to be withdrawn. Once the witness has tendered his affidavit in examination-in-chief, a contradictory plea by filing fresh affidavit cannot be allowed. There is no ground to interfere in the exercise of powers under Article 227 of the Constitution of India.

Accordingly, the present revision is dismissed.

(KULDIP SINGH)
JUDGE

26.11.2015
sjks