

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

**CR No.769 of 2015
Decided on: April 6, 2015,**

Jai Singh and others

.... Petitioners

Versus

Surinderpal Kaur and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Simranjeet Singh Sarwara, Advocate,
for the petitioners.

Mr. Harish Goyal, Advocate,
for respondent No.1.

M.M.S. BEDI, J (ORAL)

Petitioners-defendants are aggrieved by order dated 22.01.2015 passed by Civil Judge (Junior Division), Rajpura closing the evidence of the petitioners.

I have heard learned counsel for the petitioners and respondent No.1.

Plaintiffs have filed a suit for declaration that they are owners in possession to the extent of 3/5th share in the land in dispute.

Learned counsel for the plaintiff-respondent No.1 has submitted that he has got no objection in case one opportunity is granted to the defendants to produce their entire evidence at their own responsibility.

Counsel for defendants-petitioners submits that defendants along with their witnesses would appear at their own if given one opportunity by this Court to conclude their evidence.

After hearing counsel for the parties, I deem it appropriate, in the interest of justice, to allow the petition and to give one opportunity to the petitioners to examine themselves on one date of hearing to be fixed by the trial Court. The trial Court shall give one opportunity to the petitioners for examination of the defendants-petitioners as well as their other witnesses to be produced by them at their own responsibility subject to payment of costs of Rs.2,000/- per witness, to be paid to the plaintiffs. It will be the responsibility of the plaintiffs-respondents to cross-examine the witnesses on the date fixed.

(M.M.S. BEDI)
JUDGE

April 6, 2015
harsha