

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 8325 of 2015 (O/M)
Date of decision : 8.12.2015

R.K. Sarin

..... Revisionist

Versus

Baljit Kularia

..... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. A.K. Jain, 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 19.10.2015, passed by the learned Civil Judge (Junior Division), Chandigarh, vide which the evidence of the present revisionist (defendant before the lower Court) has been closed by orders.

The learned counsel contends that the present revisionist was given four opportunities to lead evidence between 19.8.2015 to 8.10.2015 by granting short adjournments. On one of the dates i.e. 29.8.2015, the lower Court was closed due to Raksha Bandhan.

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Now, vide order dated 19.10.2015, the evidence of the defendant has been closed by orders. It is stated that some of the witnesses are not appearing, despite service of summons. He requests for one effective opportunity to summon those witnesses.

In view of the matter and in the interest of justice, one effective opportunity is granted to the present revisionist/defendant to conclude his evidence. He can take the summons dasti and produce the witnesses. However, if any of the witness refuses to appear, the lower Court shall grant further opportunity by enforcing their presence through coercive methods. This order is subject to payment of Rs. 5,000/- as costs, to be deposited in District Legal Welfare Fund, Chandigarh.

The present revision is accordingly allowed.

(KULDIP SINGH)
JUDGE

8.12.2015
sjks