

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

Crl.Misc.No.M-23765 of 2015

Date of decision : 23.7.2015

Yakub

....Petitioner

Versus

Irfan and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.Ajay Ghanghas, Advocate
for the petitioner.

.....

MAHESH GROVER, J.

A perusal of the zimni orders and thereafter the impugned order does not show any infirmity considering the fact that the petitioner has been given ample opportunity to adduce his evidence. The plea of the petitioner that sufficient opportunities have not been given is not acceptable. If a person is given an opportunity and he chooses to produce some evidence but not the entire does not lead to a conclusion that an opportunity has not been granted to him. An opportunity given to a litigant is meant to be well consumed and therefore the petitioner cannot make any grouse of the impugned order. However, purely in the interest of justice only one opportunity is granted to the petitioner to adduce his entire evidence that he wishes to. This opportunity shall be

granted by the learned trial court subject to payment of Rs.10,000/- as costs to be given to the respondents.

It is made clear that no further opportunity apart from the singular one given by this order shall be given to the petitioner for the said purpose. The petitioner shall produce the evidence that he wishes to at his own risk and responsibility.

Consequently, the impugned order is set aside in these circumstances and the petition stands disposed of.

23.7.2015

(MAHESH GROVER)
JUDGE

dss