

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

CR No. 1052 of 2016

Date of decision :11.02.2016

Dinesh Kumar Bajaj

..... Petitioner

Versus

Rajat Bajaj and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr.Sauravh Bajaj, Advocate
for the petitioner.

DARSHAN SINGH, J. (Oral)

The present revision petition has been preferred against the order dated 20.01.2016, vide which the evidence of the petitioner-defendant has been closed by the learned trial Court by order.

Learned counsel for the petitioner contended that on the first date fixed for evidence of the defendant i.e. 08.01.2016, the Bar was on strike. On 13.01.2016, one witness i.e. Defendant no.3 was cross-examined, which consumed lot of time and on the 3rd opportunity the evidence of the defendant has been closed.

I have gone through the impugned order, which shows that three opportunities have been granted to the defendant in a span of only 12 days. The 1st opportunity to lead the evidence was on 08.01.2016, then 13.01.2016 and then 20.01.2016, on which date the impugned order has been

passed. It shows that the adequate time has not been granted to the defendants to produce their evidence.

In the interest of justice, learned trial Court is directed to grant one more opportunity to the petitioner to conclude his evidence purely at his own responsibility subject to Rs. 5000/- as costs on date of hearing to be fixed by the learned trial Court of reasonable span of time.

The present petition stands disposed of accordingly.

11.02.2016

S.khan

**(DARSHAN SINGH)
JUDGE**