

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

**CR No. 4849 of 2015 (O&M)
Date of decision: 05.01.2016**

Ramniwas ... Petitioner
versus
Rajiv and others Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Sunil Polisht, Advocate for the petitioner.
Mr. Siddharth Banwania, DAG Haryana.

K.Kannan, J. (ORAL)

As per office report, respondent Nos. 2 & 4 are reported to have died. 5th respondent has not been served. Rest of the respondents have been served. Counsel for the petitioner states that respondent Nos. 1 and 2 are the only contesting respondents and others are perma respondents. Notices to other respondents are dispensed with.

The petitioner who is the defendant has not cross-examined the plaintiff. The other defendant is reported to have cross-examined him. I will give the benefit to the petitioner to cross-examine the plaintiff on payment of costs of Rs. 10,000/- within a period of two weeks. If the defendant side has commenced, the same may be stopped and the defendant will be given the right to recall the plaintiff and cross-examine him. After the cross-examination is complete, the continuance of the cross-examination of the witness will proceed further. If the amount as awarded is not paid to the plaintiff within the time stipulated, the liberty given through this order shall stand withdrawn. The impugned order is set aside and the revision petition is allowed on the above terms.

**(K.KANNAN)
JUDGE**

05.01.2016
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