

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

Civil Revision No.7980 of 2016
Date of decision: November 28, 2016

Devinder Singh ...Petitioner

Versus

Malkiat Singh & others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. R.K. Gupta, Advocate for the petitioner.

Rajan Gupta, J. (oral)

Present revision petition is directed against the order dated 02.11.2016, passed by Civil Judge (Jr. Division), Patiala, whereby application filed by the petitioner seeking additional evidence has been dismissed.

Learned counsel for the petitioner has urged before this court that the trial court has erred in dismissing the application for additional evidence. It is due to mistake of the counsel that marginal witness could not be examined earlier. Application ought to have been allowed, as question of Will is involved. He has placed reliance on judgment reported as *Rajinder Singh and another vs. Subedar Hari Singh and others 2000 (2) PLR 441*.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

(RAJAN GUPTA)
JUDGE

Yes / No