

CIVIL REVISION NO.8517 OF 2016 (O&M)

:{ 1 }:

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

C.M. NO.25797 CII OF 2016 &
CIVIL REVISION NO.8517 OF 2016
Date of Decision: December 16, 2016

Brij Bhushan

Petitioner

Versus

Devyani Anand

...Respondent

CORAM: HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. H. S. Dhindsa, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J.(ORAL)

C.M. No.25797 CII of 2016

Application is allowed as prayed for subject to all just
exceptions.

Civil Revision No.8517 of 2016

Challenge in this petition is to the order dated 29.11.2016
(Annexure P-5) passed by the Rent Controller, Chandigarh, whereby the
evidence of the petitioner, who is respondent in the rent petition, has been
closed by order after granting him nine opportunities for concluding
evidence, out of which four were after last opportunity was granted on
24.10.2016 at his own responsibility.

It is the contention of learned counsel for the petitioner that he intends to examine the Clerk from the office of Estate Office, Union Territory, Chandigarh and every time because of said witness having been bound down and summoned in different cases, could not appear in the case. As a matter of fact, the said witness would be crucial for the decision of the case and the petitioner, thus, prays for only one opportunity to examine him and close his evidence.

Having considered the submission made by counsel for the petitioner, one opportunity is granted to the petitioner to produce the Clerk from the Estate Office, U.T., Chandigarh, on 21.12.2016, which is stated to be the date fixed before the Rent Controller, Chandigarh. This shall, however, be subject to payment of Rs.20,000./- as costs to be paid to the respondent-landlord, which will have to be furnished prior to the examination-in-chief of the witness.

With the above observations, the petition stands disposed of.

Copy of the order be given ***dasti*** to counsel for the petitioner under the signatures of Bench Secretary of this Court.

December 16, 2016
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No