

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

CR No.1869 of 2017(O&M)

Date of Decision:-14.11.2017

Dev Raj.

.....Petitioner.

Versus

Hari Om.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Onkar Rai, Advocate for the Petitioner (tenant).

Mr. Arnav Sood, Advocate for the respondent (landlord).

JASWANT SINGH, J.(ORAL)

Petitioner (tenant) is in revision against the order dated 19.01.2017 (P-4) passed by the Rent Controller, Hoshiarpur whereby the request for deferring the cross examination of PW-2 Harbhajan, LDC has been declined.

It is claimed that due to non production of the complete record relating to the electricity connection concerned, request for deferring the cross examination was liable to be accepted, however, the same has been declined in view of the statement of the LDC that no such record is available with the electricity department. Learned Counsel for the petitioner (tenant) submits that in the further cross examination PW-2 has stated that the relevant record is lying with the SDO concerned Mr. Sandeep Sharma,

PW-2 to produce the summoned record from the custody of Sandeep Sharma, SDO.

Counsel for the respondent (landlord) at the outset has no objection if the present revision is allowed and the tenant is granted one more opportunity to effectively cross examine PW-2 provided the record is available in any of the offices.

In view of the aforesaid stand of the landlord, the present revision petition is disposed of with direction to the learned Rent controller, Hoshiarpur to summon PW-2 Harbhajan Singh for further cross examination and provide PW-2 an opportunity to produce the record asked for, if available from the custody of the officer concerned.

(JASWANT SINGH)
JUDGE

November 14, 2017
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>