

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Civil Revision No.1954 of 2017
Date of Decision: 12.09.2017

Biswa Dutta Jena

.....Petitioner

Vs.

Nvish (Atherio) DLF Info City

.....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Ankur Soni, Advocate, for the petitioner.

Ms.Geeta Gulati, Advocate, for the respondent.

RITU BAHRI, J. (ORAL)

Petitioner has come up in revision against the order dated 08.12.2016 (Annexure P-1) whereby, the evidence of the petitioner was closed.

The plaintiff has filed a suit for recovery of his salary of Rs.3,60,000/- for NVISH (Atherio) DLF Info City, Ist Floor, Tower-E, Chadigarh Technology Park, Chandigarh. Learned counsel for the petitioner states that there were two witnesses which were required to be examined by the plaintiff one from the office of respondent and one from the where he was lateron working. The necessary process fee has been deposited for serving both the witnesses but, from one company the report came that the address had changed whereas the summons were not received back from the other company and on 08.12.2016, the Court closed the evidence of the petitioner.

The suit had been filed by the plaintiff in the year 2014. It is

made by the petitioner for leading evidence in rebuttal, but the same has been dismissed by the trial Court in March, 2017.

After hearing counsel for the parties, it transpires that evidence of two witnesses and salary statement of the petitioner in the company where he was working earlier would be very necessary for the just decision of the suit on merits.

In view of the above, the order dated 08.12.2016 is set aside and a direction is being to the trial Court to give one more and effective opportunity to the petitioner to lead his additional evidence by summoning the aforesaid witnesses.

Disposed of accordingly.

(RITU BAHRI)
JUDGE

12.09.2017
anil

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