

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

**CR No.3042 of 2016
Date of Decision: 27.10.2017**

**Ravinder Singh
Vs
Baljeet Kaur**

**.....Petitioner

.....Respondent**

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:None.

RAJ MOHAN SINGH, J.(Oral)

[1]. This revision was filed in the month of February, 2016. None appeared on 08.07.2016 and thereafter, case was adjourned by order on number of occasions. Today, despite three pass overs, none has appeared.

[2]. I have considered the controversy.

[3]. This is a revision petition filed against the order dated 21.11.2015 passed by Additional Civil Judge (Senior Division), Fatehgarh Sahib whereby petition under Section 9 of the Hindu Marriage Act was dismissed under Order 17 Rule 3 CPC.

[4]. It can be noticed from the record that neither the petitioner himself appeared in the witness box, nor did he examined any witness despite availing 7 opportunities including last opportunity. No documentary evidence was led. Trial Court

closed the evidence of the petitioner by order. Respondent also did not bring any evidence on record. Finding no merit on record, trial Court proceeded to dismiss the petition under Order 17 Rule 3 CPC forthwith.

[5]. Since there was no oral and documentary evidence led by the petitioner, trial Court had no other alternative, but to dismiss the petition under Order 17 Rule 3 CPC. The order closing the evidence of the petitioner was also not assailed in appropriate Forum.

[6]. Finding no merit in the revision petition, the same is accordingly dismissed.

27.10. 2017

Prince

Whether reasoned/speaking

Whether reportable

(RAJ MOHAN SINGH)

JUDGE

Yes/No

Yes/No