

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

Sr. No.120

Civil Revision No.3410 of 2017
DECIDED ON: May 11, 2017

MOHINDER SINGH

..PETITIONER

VERSUS

GURUDWARA MANDOKHRA SAHIB AND ORS.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Abhinav Sood, Advocate for
Mr. Vikram Singh, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

Through the instant civil revision preferred under Article 227 of the Constitution of India, petitioner has sought the setting aside of the order dated April 28, 2017 (Annexure P-3), vide which the evidence of the petitioner-defendant No.1 has been closed by the orders of the court.

2. Though, a perusal of the impugned order dated April 28, 2017 reveals that since eight opportunities have already been afforded to the petitioner-defendant No.1 as well as other defendants to adduce and conclude their evidence. Yet, it has been pointed out by learned counsel for the petitioner that petitioner-defendant No.1 could not examine himself as a witness before the trial court. Two DWs have already been examined by him on his behalf as well as on behalf of other defendants.

Civil Revision No.3410 of 2017

3. Without expressing any opinion on the validity of the impugned order, the same is set aside and the trial court is directed to afford one effective opportunity that too only for the examination of the petitioner-defendant No.1-Mohinder Singh as a witness and then to proceed with the disposal of the suit in accordance with law.

May 11, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No