

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

CR No.4622 of 2017

Date of decision : 16.08.2017

Ranbir Kaur Grewal through General Power of Attorney

...Petitioner

Versus

Jasbir Singh and others

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Gagandeep Singh Virk, Advocate with
Mr. Ajaivir Singh, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

The plaintiff-petitioner has filed the present revision petition under Article 227 of the Constitution of India against the order dated 26.04.2017 (Annexure P-11), whereby the evidence of the plaintiff has been closed.

It is the case of the plaintiff that with the permission of the Court, Special Kanungo had been requested to prepare the excerpt. However, excerpt was not prepared by the Special Kanungo (Revenue Official). Non-bailable warrants were issued of Special Kanungo. However, the Special Kanungo did not appear. Counsel for the petitioner has further submitted that only the excerpt is to be produced and proved.

Taking into consideration the zimni order (daily orders) passed by the trial Court, I feel it appropriate that one effective opportunity is

required to be granted to the plaintiff to prove the excerpt. Today, the plaintiff has filed an affidavit that excerpt is now ready and can be produced before the Court on the date fixed. Same is taken on record.

Taking into consideration the facts and circumstances of the case, revision petition is allowed.

Plaintiff is granted one more effective opportunity to produce the excerpt and prove the same in accordance with law, subject to the payment of cost of ₹10,000/-.

Defendants are permitted to move application for modification of the order as the revision petition is being disposed of without issuing notice to them.

16.08.2017

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No