

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

CR-548-2017

Date of decision:27.2.2017

Vakil Singh

...Petitioner

Versus

Ravinder Pal and another

...Respondents

CORAM: HON'BLE MRS.JUSTICE SNEH PRASHAR

Present: Ms.Himani Kapila, Advocate for the petitioner

SNEH PRASHAR, J.

The petitioner is aggrieved of order dated 14.3.2016 passed by learned Civil Judge (Junior Division), Gurdaspur vide which his evidence was closed by order.

The submissions made by Ms.Himani Kapila, Advocate representing the petitioner have been heard.

Respondent No.1 Ravinder Pal filed a suit for permanent injunction restraining the petitioner and one Kamaljit Singh (defendants) from dispossessing him or taking forcible possession of the suit land mentioned in the head note of the plaint. On notice, the defendants appeared and contested the suit as well as application filed under Order 39 Rules 1 and 2 of the Code of Civil Procedure (for short 'CPC') read with Section 151 CPC. Vide order dated 5.5.2014 learned trial Court ordered to maintain status quo and disposed of the application.

After arguing for some time, learned counsel for the

petitioner submitted that she confines her prayer to the extent that the petitioner be allowed to produce the revenue record, which is very essential and necessary to substantiate his claim and an opportunity be given to produce the same.

To avoid unnecessary delay in the matter notice is not being issued to the respondents. In my considered opinion and keeping in view the peculiar facts and circumstances of the case, the petitioner deserves to be given one effective opportunity to produce the revenue documents only. The evidence led in due process of law will also help the trial Court to better appreciate the issues involved and render substantial justice to the parties.

Resultantly, without going into merits of the case, the present revision petition is disposed of and learned trial Court is directed to grant one effective opportunity to the petitioner to produce the documents i.e. revenue record subject to deposit of Rs.3000/- as cost with the District Legal Services Authority, Gurdaspur by the petitioner.

However, it is made clear that if the petitioner fails to produce the documents on the date so fixed by learned trial Court, no further opportunity shall be granted to him.

27.2.2017
gsv

(SNEH PRASHAR)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No