

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

**CR No.5528 of 2017
Date of decision: 21.08.2017**

Sukhwinder Singh and another

...Petitioners

Versus

Kundan Singh and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Amit Arora, Advocate,
for the petitioners.

Ritu Bahri, J.

Challenge in this petition is to the order dated 01.08.2017 (Annexure P-3) passed by the Additional Civil Judge (Senior Division), Tarn Taran, whereby evidence of defendant-petitioners has been closed by order.

A perusal of the impugned order dated 01.08.2017 (Annexure P-3) shows that the case was pending for evidence of defendants since 12.10.2016.

Learned counsel for the petitioners states that only one witness i.e. Clerk from the office of Kanungo is to be summoned and examined in this case. Requisite fee, in this regard, has already been deposited.

In the given circumstances of the case, to impart complete justice to the parties and also to avoid deprivation of full opportunity to the petitioners, this Court deems it appropriate to provide some time to the petitioners to complete their evidence.

In view of the above, the impugned order dated 01.08.2017 (Annexure P-3) is set aside and one effective opportunity is granted to the defendant-petitioners to conclude their evidence by summoning concerned clerk from the office of Kanungo, subject to costs of Rs.3,000/- to be deposited with the District Legal Service Authority, Tarn Taran.

Allowed accordingly.

21.08.2017
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No