

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

**CR No.6880 of 2017**

**Date of decision: 30.10.2017**

**Prem Chand**

**...Petitioner**

**Versus**

**Smt. Kamla Devi and others**

**...Respondents**

**CORAM:HON'BLE MS. JUSTICE RITU BAHRI**

Present: Mr. Arvinder Arora, Advocate,  
for the petitioner.

**\*\*\***

**Ritu Bahri, J.**

Challenge in this petition is to the order dated 09.08.2017 (Annexure P-3) passed by the Additional Civil Judge (Senior Division), Naraingarh, District Ambala, whereby evidence of plaintiff-petitioner has been closed by order.

A perusal of the order dated 18.07.2017 shows that one last opportunity was granted to plaintiff-petitioner to get himself and concerned clerk examined on 09.08.2017. However, on the said date, the concerned clerk was not present in Court. Resultantly, evidence of plaintiff-petitioner was closed by order.

In the given circumstances of the case, to impart complete justice to the parties and also to avoid deprivation of full opportunity to the petitioner, this Court deems it appropriate to provide some time to the petitioner (plaintiff) to conclude his evidence.

In view of the above, impugned order dated 09.08.2017 is set

aside and trial Court is directed to provide one effective opportunity to plaintiff-petitioner to conclude his evidence by examining himself along with the concerned clerk, subject to costs of ₹5,000/- to be deposited with the District Legal Service Authority, Ambala.

Allowed accordingly.

30.10.2017  
ajp

(RITU BAHRI)  
JUDGE

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |