

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Civil Revision No.8516-2016

Date of decision: January 12, 2017

Jasbir Singh and others

...Petitioners

Versus

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Rajesh Lamba, Advocate for the petitioners.
Dr. Sushil Gautam, DAG, Haryana.

Rajan Gupta, J.(oral)

Present revision petition is directed against the order dated 21.11.2016, passed by the trial court, whereby application for additional evidence filed by the petitioners has been dismissed and also order dated 2.8.2016, vide which evidence of the petitioner was closed by court order.

Learned counsel for the petitioners submits that trial court ought to have granted one opportunity for concluding the evidence as plaintiff intended to examine an official witness. According to him, orders passed by the court below are erroneous and therefore, deserve to be set-aside.

Prayer has been opposed by the State counsel. According to him, plaintiffs availed fourteen opportunities to lead evidence but failed to conclude the same. There is no ground for granting any further opportunity for leading evidence.

I have heard learned counsel for the parties and given careful

thought to the facts of the case.

It appears, a suit for declaration was filed by the plaintiff/petitioners praying that they be granted compensation for illegal occupation of the land in question by the State. During the pendency of suit, plaintiffs were afforded ample opportunities to lead their evidence including last opportunity. As they failed to do so, evidence was closed vide order dated 2.8.2016. Said order was never challenged by the plaintiffs. Instead they moved an application for leading additional evidence. This plea was rejected by the court vide order dated 21.11.2016. I find no infirmity with the orders passed. Sufficient opportunities were granted to the plaintiffs to lead their evidence. As they failed to do so, same was closed by order. There is no ground either to lead additional evidence at this stage. Revision petition is, thus, without any merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

January 12, 2017
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No