

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

Civil Revision No.902 of 2017 (O&M)

Date of decision: April 27, 2017

Tejinder Kaur

...Petitioner

Versus

Virjeet Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Amit Gupta, Advocate for the petitioner.

None for the respondents.

Rajan Gupta, J.(oral)

Present revision petition is directed against the order dated 14.12.2016, passed by the trial court, whereby evidence of the plaintiff/petitioner has been closed by order.

Counsel for the petitioner has referred to various zimni orders and submits that case was adjourned on certain dates of hearing because of non-appearance of witness namely, Bhupender Singh and an official from the office of Sub Registrar, Patiala. Even coercive process had to be resorted to. According to him, said witness has already been examined in chief on 31.8.2016. However, he is yet to be cross-examined. Due to order dated 14.12.2016, evidence of the plaintiff stands closed. He submits that he may be afforded one opportunity at his own risk and cost to lead evidence.

Keeping in view facts and circumstances of the case, the prayer is accepted. Impugned order is hereby set-aside. Trial court is directed to

afford one opportunity to the plaintiff/petitioner to conclude his evidence.
This, however, will be subject to payment of Rs.7000/- as costs to be
remitted to the defendants.

Allowed in these terms.

(RAJAN GUPTA)
JUDGE

April 27, 2017
'Rajpal'

Whether speaking / reasoned	Yes / No
Whether Reportable:	Yes / No