

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM NO. M-42927 OF 2017
DECIDED ON : 13.11.2017****Manjit Kaur****...Petitioner****versus****Kasturi Lal and others****...Respondents****CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present : Mr. Ravi Chadda, Advocate,
for the petitioner.

ANUPINDER SINGH GREWAL, J.(ORAL)

The petitioner has sought quashing of the order dated 18.09.2017, whereby the trial Court has closed the evidence of petitioner. The petitioner has filed a complaint under Sections 323/452/506/34 IPC before the trial Court.

Learned counsel for the petitioner contends that the petitioner may be granted just one opportunity to produce CW-3 Tirath Singh whose deposition will be necessary for just and proper decision of the case. The petitioner had earlier tried to produce CW-3 Tirath Singh for his evidence in Court but despite her best efforts, the witness could not be produced in Court due to some personal difficulty. He further contends that CW-3 Tirath Singh is an independent witness to the occurrence and his deposition will be of vital importance in the trial.

In view of the limited prayer of the petitioner, I intend to dispose of this petition without issuing notice to the respondents.

The petitioner has filed a complaint under Sections 323/452/506/34 IPC. She wants to produce CW-3 Tirath Singh who is stated to be an independent witness to the occurrence and whose deposition would be necessary for just and proper decision of the case.

Consequently, the petition is allowed and the petitioner shall be granted one opportunity for leading the evidence of CW-3 Tirath Singh, subject to payment of ₹2500/- as costs which shall be deposited with the Punjab State Legal Services Authority.

(ANUPINDER SINGH GREWAL)
JUDGE

NOVEMBER 13, 2017
shalini

Whether speaking/reasoned : YES/NO
Whether reportable : YES/NO