

Date of decision : 15.5.2018

..... Petitioners

..... Respondents

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

said application under Section 151 of the Code of Civil Procedure 1908.

I am of the view that since issues No. 3, 4 and 5 were legal in nature, plaintiffs were not entitled to lead any rebuttal evidence. However, in this case, plaintiffs have produced some documents in rebuttal. Therefore, whatever has come on record, cannot be undone. Plaintiffs have even examined one witness in examination in-chief. The said examination in-chief is already on record.

In the circumstances, while holding that plaintiffs were not entitled to lead any rebuttal evidence, the tendering of documents in rebuttal and the examination of one witness in chief is ordered to be treated as additional evidence and the cross-examination of the said witness be completed. Thereafter, defendant No. 2 shall be entitled to rebut the said documents and the witness examined in rebuttal. However, plaintiffs shall not be entitled to lead any other evidence in rebuttal.

Revision is accordingly disposed of.

Since the present petition is disposed of, the miscellaneous application pending, if any, also stands disposed of.

(KULDIP SINGH)
JUDGE

15.5.2018
preeti

Whether speaking / reasoned	Yes
Whether Reportable:	No