

I am of the view that the learned Additional District Judge, Ludhiana, ordered two effective opportunities. If for the fault of opposite party, the witness is not cross examined, the same is not to be taken as effective opportunity and should be given one more opportunity.

CR No. 1890 of 2017 (O/M)

Therefore, impugned order is set aside and without issuing notice to opposite party, one opportunity is granted to produce PW3 Kulwant Singh on the next date of hearing for cross examination, for which date no further time shall be given to opposite party for cross examination and evidence of Kulwant Singh shall be concluded. No other evidence of plaintiff shall be allowed on that date. Consequently, petition is allowed to the abovenoted extent. Since main revision has been allowed, therefore, pending application, if any, also stands disposed of.

(KULDIP SINGH)
JUDGE

21.3.2018

sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No