

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-7030-CII-2018 in/and
CR No. 2134 of 2018 (O/M)
Date of decision : 6.4.2018

Jagraj Singh through LR and another Petitioners

Versus

Harnek Singh and others Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Kashish Garg, Advocate, for petitioners.

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 ?

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KULDIP SINGH J. (ORAL)

CM-7030-CII-2018

Affidvait of petitioners-defendants No. 2 and 4 is taken on record.

Application is disposed of.

Main case

It is undertaken by petitioners-defendants No. 2 and 4 that they will conclude their evidence within one month from the date of start of evidence if they are granted opportunity to cross examine plaintiff witnesses PW1 and PW2.

Heard. Impugned in present revision is order dated 15.1.2018 (Annexure-P-4), vide which further cross examination of PWs Amarjit Singh and Surinder Singh was treated as nil. Also impugned is order dated 6.3.2018 (Annexure-P-7), vide which prayer to recall plaintiff witnesses was declined.

CR No. 2134 of 2018 (O/M)

It comes out that two said witnesses were examined in chief in the year 2016 and they were not being cross examined. On 15.1.2018, they were partly cross examined and for their remaining cross examination, case was adjourned after lunch. After lunch, both counsels, namely, Rajdeep Goyal and Raman Khattar did not come present. Consequently, further corss examination of witnesses was treated as nil.

In view of undertaking of petitioner-defendants that they will cross examine PWs and the undertakng that they will also conclude their evidence within one month and in the interest of justice, without issuing notice to respondents, one opportunity is granted to petitioners to cross examine PWs Amarjit Singh and Surinder Singh, subject to payment of Rs. 1,000/- each as expenses to both the witnesses. The trial Court will fix one date. The case will be taken up at 11:00 AM and the witnesses will be allowed to be further cross examined and no further opprotnity shall be granted. The petitioenrs are also directed to complete cross examination on same date within court hours. This shall also be bound by the undertaking given before this Court. Consequently, revision is allowed. Since main case has been allowed, therefore, pending application, if any, also stands disposed of.

(KULDIP SINGH)
JUDGE

6.4.2018
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No