

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CR-253-2018

Date of decision : 04.10.2018

Col.Manbir Singh Hundal (Retd.)

... Petitioner

Versus

Amarjit Kaur and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Nitin Kant Setia, Advocate
for the petitioner.

Mr.Aman Bahri, Advocate
for respondent no.1.

Ms.Kamaldeep Kaur, Legal Aid Counsel
for respondent no.2.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, the petitioner has challenged the order of the learned trial Court (Civil Judge (Jr.Div.), Amritsar) dated 28.11.2017 (copy Annexure P-3), by which the evidence of the petitioner (defendant no.1) was closed by order.

Mr. Bahri and Ms.Kamaldeep Kaur, learned counsel appearing for the respondents-plaintiffs, submit that as a matter of fact they do not have any objection to the petitioner-defendant no.1 examining the remaining witnesses within a specified period, with a right available to the plaintiff to cross-examine the said witnesses.

Though in the order of this Court dated January 16, 2018 it had been stated that DW, 4 Subodh Walia, had already been cross-examined with DW, Karan Singh Thandi, still to be examined, there seems to be some

dispute on whether the cross-examination was actually complete or not.

Be that as it may, with learned counsel for the respondents-plaintiffs having taken a very fair stand, this petition is allowed with the impugned order set aside and two opportunities granted to the petitioner to examine his remaining witnesses, with (naturally), the respondents-plaintiffs also having a right to cross examine them.

(AMOL RATTAN SINGH)
JUDGE

October 04, 2018.
D.K.

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No