

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.**

**Civil Revision No. 2634 of 2018 (O&M)
Date of Decision: April 25, 2018**

Rakesh Kumar

.....APPELLANT (s).

VERSUS

Raunki Ram

.....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. R.S.Sangwan, Advocate
for the petitioner.

SURINDER GUPTA, J.(Oral)

Learned counsel for the revision petitioner/tenant confined his submission only for grant of one opportunity to cross-examine all PWs i.e PW-1 to PW-4, subject to payment of costs. He submits that due to illness of counsel of the revision petitioner, the witnesses could not be cross-examined on 05.02.2018.

Perusal of the paper book shows that these witnesses had appeared on several dates. Earlier the revision petitioner/tenant changed his counsel and took the adjournment. On the next date i.e. 05.02.2018, the counsel for the revision petitioner/tenant was present but he did not cross-examine the witnesses. Though, I do not approve the reasons given by learned counsel for the revision petitioner/tenant but still keeping in view the interest of justice and to provide opportunity to the revision petitioner/tenant to cross-examine the witnesses, request of learned counsel for the revision petitioner/tenant is accepted. The Rent Controller is directed

to allow one more opportunity to the revision petitioner/tenant to cross-examine PW-1 to PW-4, subject to payment of ₹5,000/- as costs for each of the witnesses, which will be paid by way of demand draft in the name of each witness. The drafts will be submitted before the Rent Controller for payment to the witnesses before the opportunity is allowed to cross-examine them.

With the above directions, this revision petition is disposed of without notice to the respondent/landlord. The order has been passed in the absence of respondent/landlord to avoid unnecessary delay and expenses.

A copy of this order be conveyed to the respondent/landlord. In the event of respondent/landlord having any objection, he may file application to that effect. On receipt of such application, the same be listed for hearing.

April 25, 2018.
Jyoti-II

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: ***Yes/No***

Whether Reportable: ***Yes/No***