

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CR No.2677 of 2018 (O&M)

Date of decision:20.11.2018

Laxmi

... Petitioner

Vs.

Roop Chand and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Jasmer Singh Rozera, Advocate
for the petitioner.

Mr. Raj Kumar Garg, Advocate
for the respondents.

AMIT RAWAL J. (Oral)

The petitioner-plaintiff is aggrieved of the impugned order dated 13.12.2017, whereby, his evidence has been closed by the Court order.

Learned counsel appearing on behalf of the petitioner submits that in case, one opportunity is granted, subject to any terms and conditions which this Court deems fit, the petitioner will conclude the entire evidence. He further submits that no prejudice would be caused to the respondents, who shall be compensated in terms of costs.

I have heard learned counsel for the parties and appraised the paper book.

No doubt, the petitioner had taken many adjournments to lead evidence and failed to do so, but I am of the view that the lis between the parties is required to be adjudicated on merits and not on technicalities. In order to render justice, I deem it appropriate, to grant one effective opportunity to the petitioner before the Court below to conclude entire evidence, subject to payment of costs of ₹5,000/- to be paid to the contesting respondents, which shall be a condition precedent .

Accordingly, the revision petition stands allowed.

(AMIT RAWAL)
JUDGE

November 20, 2018
savita

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No