

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-3524-2014 (O&M)
Date of decision : 21.2.2018

Bagh Singh @ Dilbagh Singh and another **Petitioners**
Versus
Tirath Singh and ors **Respondents**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Amit Dhawan, Advocate for the petitioners.

Mr. Ramesh Sharma, Advocate
for respondents No. 1, 4, 5, 8, 10, 11 and 13.

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 ?*

KULDIP SINGH J. (ORAL)

Impugned in the present revision petition is the order dated 12.5.2014 (Annexure P-6), passed by learned Civil Judge (Junior Division), Nakodar, vide which an application filed by the petitioners-defendants for directing proforma defendants No. 9 and 10 to lead their evidence first on the ground that they are supporting the case of the plaintiffs was dismissed.

Heard.

It comes out that before the learned trial Court defendants No. 9 and 10 had made a statement that on 9.5.2014 there is no issue on which they are to lead evidence and that application has been moved to delay the proceedings. It goes to show that defendants No. 9 and 10 being proforma defendants do not want to lead any evidence.

It being so, present revision petition is disposed of with a direction that a chance be given to defendants No. 9 and 10 as to whether they want to lead the evidence first, since defendants No. 9 and 10 are supporting the case of the plaintiffs. However, if they make the statement that they do not want to lead evidence, then contesting defendants No. 1 and 2-present petitioners shall be directed to lead evidence.

Disposed of with above direction.

(KULDIP SINGH)
JUDGE

21.2.2018

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Whether speaking / reasoned
Whether Reportable:

Yes
No