

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

**CR No.3785 of 2018 (O&M)
Date of decision : May 31, 2018**

Dalip Singh and another Petitioners

Versus

Jaswinder Singh and others Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Sanjay Jain, Advocate for the 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 ?

KULDIP SINGH J. (ORAL)

Petitioners are aggrieved of the order dated 10.08.2017 (Annexure P-1) passed by learned Civil Judge (Jr. Divn.), Ambala, vide which the evidence of the plaintiffs was closed by orders.

Heard.

Learned counsel for the petitioners has referred to the interim orders, which show that Dalip Singh, PW was present on four dates but his cross-examination was deferred on the request of learned counsel for the defendants. On the next five dates, said Dalip Singh was not produced. However, on the 6th date of hearing, he was produced but his cross-examination was deferred on the request of learned counsel for the defendants.

Learned counsel for the petitioners prays for granting only one opportunity for cross-examination of PW Dalip Singh, subject to payment of costs and no other evidence will be produced.

In these circumstances, without issuing notice to the respondents, the impugned order is partly set aside to the extent that PW

Dalip Singh is allowed to be produced only for the purpose of cross-examination on the next date of hearing, subject to payment of costs of ₹5,000/- payable to the opposite party.

As such, the present revision petition is disposed of.

However, it is made clear that on the said date, no adjournment shall be granted to either of the party for the purpose of cross-examination of the said Dalip Singh and he be cross-examined on the said date.

(KULDIP SINGH)
JUDGE

May 31, 2018

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Whether speaking / reasoned Yes / No

Whether Reportable: Yes / No