

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

CR No.4048 of 2018 (O&M)
Date of decision: 02.07.2018

Satbir Singh	vs.	.. Petitioner
Haryana State and others		.. Respondents

Coram: Hon'ble Mr. Justice Harinder Singh Sidhu

Present:- Mr. S.S. Patter, Advocate
for the petitioner.

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Harinder Singh Sidhu, J.

This revision petition has been filed by the petitioner impugning the order dated 24.04.2018 (Annexure P-1) passed by learned Additional District and Sessions Judge, Hissar whereby his defence was closed by order.

The land of the petitioner has been acquired. His reference is pending before the Court of Ld. Additional and District Sessions Judge, Hisar.

Learned counsel for the petitioner states that the petitioner has already examined 4 PWs. Only two witnesses remain to be examined. Learned counsel further states that said witnesses could not be examined as they remained unserved due to incomplete address. He states that there was no intentional default in examining the said witnesses. The petitioner would be gravely prejudiced if he is not granted one opportunity to examine the said witnesses.

Considering the aforesaid facts and circumstances it may be in the interest of justice that the petitioner is given one last opportunity to examine the remaining witnesses.

Accordingly, the revision petition is allowed. The order dated

24.04.2018 (Annexure P-1) to the extent of closing the evidence of of the

petitioner is set aside. The Court may grant one last opportunity to the petitioner to examine the remaining witnesses on one day. This shall be subject to payment of Rs.10,000/- as costs, to be paid to the respondent No.2. Payment of costs shall be the condition precedent for granting indulgence in favour of the petitioners to examine the remaining witnesses.

02.07.2018
Atul

(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned:	Yes
Whether Reportable:	Yes/No