

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Civil Revision No.4546 of 2016

Date of Decision: May 09, 2018

Tilak Raj

...Petitioner

Versus

Sukhdev Singh & another

...Respondents

CORAM: HON'BLE MR.JUSTICE AMIT RAWAL

Present: Mr.G.S.Rawat, Advocate for
Mr.Sandeep Arora, Advocate,
for the petitioner.

AMIT RAWAL, J.(Oral)

The petitioner-plaintiff is aggrieved of the impugned order dated 2.7.2016, whereby, his evidence has been closed by the Court order.

Mr.G.S.Rawat, Advocate for Mr.Sandeep Arora, learned counsel for the petitioner-plaintiff submits that in case, one opportunity is granted, subject to any terms and conditions which this Court deem fit, the petitioner will conclude the entire evidence. He further submits that no prejudice would be caused to the respondent-defendants, who shall be compensated in terms of costs.

I have heard learned counsel for the petitioner 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 his entire evidence, subject to payment of costs of ₹5,000/- to be paid to the contesting respondent, which shall be a condition precedent .

Accordingly, the revision petition stands allowed.

May 09, 2018
ramesh

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable:

Yes/No