

205-2

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

**Civil Revision No.5071 of 2016
Date of Decision:14.08.2018**

Khushi Mohammad

.....Petitioner

Vs

Megh Singh and others

....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. Jai Bhagwan, Advocate
for the petitioner.

RAJ MOHAN SINGH, J.

[1]. This revision petition has been preferred against the order dated 26.07.2016 passed by the Civil Judge (Jr. Divn.) Malerkotla, whereby application under Section 65 of the Evidence Act was allowed.

[2]. I have considered the submissions made by learned counsel for the petitioner.

[3]. Perusal of the impugned order would show that the trial Court has considered that the case pertains to the year 2007 and the Court is bound to dispose of the misc. applications as well as case on merits without any undue delay. Therefore,

written reply of the defendants was considered to be their arguments and the application was allowed. One opportunity was afforded to the plaintiff to lead additional evidence.

[4]. In view of above, prayer made in this revision petition is accepted. The impugned order dated 26.07.2016 passed by the Civil Judge (Jr. Divn.) Malerkotla is set aside and the case is remanded to the trial Court for passing fresh order in accordance with law.

August 14, 2018

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No