

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR 490-2017 (O&M)

Date of decision: 19.03.2018

Ram Singh

.....Petitioner

versus

Zile Singh and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Rajesh Bansal, Advocate for the petitioner
Mr.Sahil Hooda, Advocate for the respondent no.1

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Impugned in the present revision is the order dated 12.1.2017, passed by learned Additional Civil Judge (Senior Division), Panipat, vide which, after granting six opportunities, evidence of the defendant was closed by order recording that no single witness has been produced.

Learned counsel for the petitioner states that six effective opportunities were granted within a span of two months starting from 9.11.2016 till 12.1.2017. He further states that his brother, who was co-defendant died on 17.12.2016 and his LRs were brought on record on 3.1.2017. Therefore, on this account, evidence could not be produced. Seeks only one opportunity to produce evidence.

Considering that there was a bereavement in the family of defendant no.1, revision is allowed to the extent that the petitioner is granted only one opportunity, to be granted to the petitioner by the trial

Court, to conclude his evidence. He can take summons dasti but the Court will not compel the appearance of the witness and no further time will be granted.

Since the main case has been allowed, therefore, the pending CM, if any, also stands disposed of.

19.03.2018

gk

**(Kuldip Singh)
Judge**

Whether speaking/ reasoned: Yes

Whether Reportable: No