

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 120

CR-6432-2018

Date of decision : 29.10.2018

Aasiya

..... Petitioner

VERSUS

Yasin and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. D. S. Virk, Advocate, for the petitioner.

DEEPAK SIBAL, J. (ORAL)

The present petition is directed against the order dated 05.03.2018, passed by the Civil Judge (Senior Division), Mewat (for short, the Trial Court) closing the petitioner's evidence. Also under challenge is the order dated 26.03.2018, passed by the Trial Court, dismissing the application filed by the petitioner under Section 151 CPC seeking review of the aforesaid order dated 05.03.2018.

It is not disputed that after the petitioner/plaintiff had availed of over eight effective opportunities and not led her entire evidence, the Trial Court through order dated 05.03.2018 ordered closure of the petitioner's evidence. The present petition has been filed after about six months of the passing of the aforesaid order. In the integrum the respondents/defendants have led their entire evidence and the matter is now listed before the Trial Court for final arguments.

In view of the above, once it is admitted that the petitioner/plaintiff was granted more than eight effective opportunities within which she did not lead her entire evidence as also that she did not deposit the costs awarded by the Trial Court and that during the six months'

time that the petitioner took to approach this Court through the present petition, the respondents/defendants have led their entire evidence and thus, exposed their defence, no case is made out to grant to the petitioner any further opportunity to lead her evidence.

Dismissed.

29.10.2018
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No