

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

CR-8167-2015 (O&M)

Date of decision : 16.4.2018

Maga @ Mange Ram

..... Petitioner

Versus

Smt. Rajesh Bala

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Arun Singal, Advocate for
Mr. Suryakant Gautam, Advocate for the petitioner.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Impugned in the present revision petition is the order dated 21.10.2015 (Annexure P-5) vide which learned Civil Judge (Junior Division), Panipat dismissed the application dated 13.10.2015 (Annexure P-3) filed by the plaintiff-petitioner for leading additional evidence to produce the certificate that he is hard of hearing.

Heard.

A perusal of the interim order shows that plaintiff got as many as eleven effective opportunities to produce the evidence in affirmative in which no such certificate was produced. In fact, mere production of certificate will not serve any purpose and the concerned doctor is also required to be examined and cross-examined. The defendants led the evidence and when the case was at the stage of rebuttal evidence, present application was filed by plaintiff.

I am of the view that sufficient opportunities have been granted to the plaintiff to lead the said affirmative evidence. However, despite eleven effective opportunities, plaintiff did not produce the said evidence and now at the stage of arguments, such opportunity cannot be allowed, so as to reopen the case.

No ground to interfere in the order dated 21.10.2015 (Annexure P-5) passed by learned Civil Judge (Junior Division), Panipat is made out.

Dismissed.

(KULDIP SINGH)
JUDGE

16.4.2018
preeti

Whether speaking / reasoned	Yes
Whether Reportable:	No