

CR-7964-2018 (O&M)

150

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

CR-7964-2018 (O&M)

Date of decision : 26.11.2018

Darshan Singh

... Petitioner

Versus

Pritam Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. L.M. Gulati, Advocate
for the petitioner.

AMIT RAWAL, J.

The petitioner-plaintiff is aggrieved of the order dated 17.10.2018, whereby, his evidence has been closed by order.

Learned counsel appearing on behalf of the petitioner-plaintiff submits that in case, one opportunity is granted, he will conclude the evidence.

I have heard learned counsel for the petitioner-plaintiff and appraised the paper book and of the view that no doubt, the petitioner-plaintiff was negligent in concluding the evidence. However, in order to advance justice and prevent miscarriage of justice, I deem it appropriate to grant one opportunity (effective) to conclude evidence.

I do not intend to issue the notice to the respondent to defray the cost of litigation, much less, wastage of time.

Keeping in view the aforementioned observations, the

CR-7964-2018 (O&M)

impugned order is set aside and the petitioner-plaintiff shall conclude the evidence, in accordance with law, subject to payment of costs of ₹5,000/- which shall be condition precedent.

Accordingly, the present revision petition stands allowed.

26.11.2018
Yogesh Sharma

(AMIT RAWAL)
JUDGE

✓

Whether speaking/reasoned **Yes/ No**

✓

Whether Reportable **Yes/ No**