

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

(120)

CR no.8065 of 2018

Date of Decision: 29.11.2018

Daler Singh

...Petitioner

Vs.

Gurjit Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Saurabh Kapoor, Advocate, for the petitioner.

Amol Rattan Singh, J (Oral)

By this petition, the petitioner challenges the order of the learned trial court dated 20.10.2018, by which evidence of the petitioner-plaintiff has been ordered to be closed.

A perusal of the impugned order shows that the petitioner was granted about 30 effective opportunities to conclude his evidence despite which he did not do so, leading to the passing of the impugned order.

Hence, as a matter of fact, there would be no reason whatsoever to interfere with the impugned order, except for the fact that the learned counsel submits that the evidence of the defendant is still to commence.

Consequently, subject to that contention being correct that no evidence has been led on behalf of the defendant as yet, and further subject to payment of Rs.10,000/- as costs to the defendants, the petitioner is given two opportunities only, to conclude his evidence by examining his

remaining witnesses, after which his evidence shall stand closed in any case.

The impugned order is set aside in the aforesaid terms.

Disposed of.

29.11.2018
vcgarg/dinesh

(Amol Rattan Singh)
Judge

Whether speaking/reasoned : Yes

Whether reportable : Yes