

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

CR No.9082 of 2017  
Date of decision : 23.03.2018

Phool Pati

...Petitioner

Versus

Bal Kishan and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Saurabh Bajaj, Advocate for the petitioner.

Mr. Bal Kishan, Respondent No.1 in person

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**ANIL KSHETARPAL, J. (ORAL)**

Defendant No.1-petitioner is in the revision petition against the order passed by the learned trial Court closing the opportunity to the defendants to lead their evidence after noticing that several opportunities have been granted.

The suit is for the partition of the property and the defendants-petitioners request for one opportunity only. Respondent No.1-plaintiff who is present in Court in person submits that subject to the payment of costs, the opportunity can be granted.

Taking into consideration the fact that the suit is for the partition and rights in the immoveable property are to be decided, therefore, the petitioner-defendant No.1 be granted one effective opportunity to produce and conclude her entire evidence. Such opportunity shall be subject

to the payment of costs of ₹10,000/-.

Learned counsel for defendant No.1-petitioner has pointed out that certain official witnesses have been summoned but they have not chosen to appear. The Court would once again take steps to summon those witnesses and it shall be the duty of the petitioner to serve them.

In view of the above, the present revision petition is allowed.

**23.03.2018**

*Pawan*

**(ANIL KSHETARPAL)  
JUDGE**

**Whether speaking/reasoned:-                      Yes/No**

**Whether reportable:-                                      Yes/No**