

111-A

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

**CRR No.128 of 2018
Date of Decision: 15.02.2018**

Nigam Uppal

.....Petitioner

Vs

**Cholamandalam Investment & Finance Company Ltd.
.....Respondent**

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. M.K. Dhot, Advocate
for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

On 07.11.2017, CW 1 Suresh Rangra was present for cross examination by the learned counsel for the petitioner, but he was not cross examined as the learned counsel for the petitioner stated at the bar that he would not cross examine the witness, nor would allow the Court to decide the case. His request to defer the cross examination was declined by the Judicial Magistrate First Class, Ludhiana and cross examination was closed by granting an opportunity to the petitioner. Magistrate also noticed the fact that despite availing sufficient opportunities including last opportunity, the petitioner did not come forward to cross examine the witness.

If the petitioner was aggrieved of pendency of more than one case in the trial Court, the appropriate remedy was to file transfer application before the Court of Sessions. Instead of availing legal remedies, it was not opened to the petitioner to say that he would not get the case decided from the Court on the basis of statement made by the witness in his partial cross examination.

No ground is made out to interfere in this revision petition. This revision petition is accordingly dismissed.

February 15, 2018.

Prince

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No