

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

CR-3157-2019 (O&M)

Date of decision : 16.5.2019

Sukhbir Singh and others

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Ms. Meenakshi Sharma, Advocate for the petitioners.

KULDIP SINGH, J.

Heard.

Impugned in the present revision petition is the order dated 11.1.2019 (Annexure P-10) passed by learned Civil Judge (Junior Division), Bahadurgarh, District Jhajjar, vide which an application filed under Section 151 of the Code of Civil Procedure 1908 for permission to lead additional evidence regarding sale deed No. 421 dated 17.4.1957, was declined.

It comes out that the plaintiffs-petitioners had filed a declaratory suit claiming the title. They have also challenged the sale deed No. 960 dated 18.8.1977. They have also claimed compensation for the said land.

A perusal of the trial Court order shows that against the three opportunities permitted under the amended provisions of Code of Civil Procedure 1908, plaintiffs-petitioners availed as many as 22 effective opportunities. The evidence was closed by order. It is stated in the

application that the said sale deeds were in the knowledge of the plaintiffs-petitioners. These were got translated. The provisions regarding the additional evidence were deleted from the Code of Civil Procedure 1908 by way of amendment Act 46 of 1999.

Keeping in view the number of effective opportunities and the fact that the said sale deeds were earlier in the knowledge of the plaintiffs-petitioners, there is no ground to interfere in the impugned order dated 11.1.2019 (Annexure P-10) passed by learned Civil Judge (Junior Division), Bahadurgarh, District Jhajjar.

Dismissed.

(KULDIP SINGH)
JUDGE

16.5.2019
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Whether speaking / reasoned	Yes
Whether Reportable:	No