

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

CR No.6907 of 2018

Date of Decision : 05.02.2019

Hans Raj

.....Petitioner

Versus

Manjit Singh and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Satpreet Grewal Kapila, Advocate
for the petitioner.

SUDIP AHLUWALIA, J. (ORAL)

This Revision Petition is directed against the impugned order passed by the Ld. Additional Civil Judge (Senior Division), Gurdaspur on 8th August, 2018.

2. Vide the impugned order, an application of the petitioner, who happens to be the plaintiff in the proceedings pending before the Ld. Court below, to place on record his application dated 9th April, 2018 by way of additional evidence was rejected, and the matter posted for the respondent's evidence.

3. Perusal of the impugned order goes to show that as many as sixteen effective opportunities were granted to the petitioner/plaintiff to complete his evidence after the issues were framed on 25th April, 2016. It is further seen from the reply to the petitioner's application that on

16th February, 2018, the petitioner's evidence had been closed on his own submission.

4. Undoubtedly, the document/copy of the application sought to be placed on record by the petitioner itself is dated 9th April, 2018 which is long after he himself had closed his evidence in the Ld. Trial Court.

5. In the circumstances, there cannot be any other conclusion except agreeing with the inference of the Ld. Trial Court seeking to place such additional evidence, admittedly created after the petitioner's evidence had already been closed, was a ploy to fill up the *lacuna* in his evidence originally led.

6. No ground therefore is made out to interfere with the impugned order.

7. Dismissed.

February 05, 2019
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No