

205

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CR No.7070 of 2018 (O&M)

Date of Decision: 22.01.2019

State of Haryana and another

..... Petitioners

Versus

Pardeep Kumar and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Pawan Kumar Jhanda, A.A.G, Haryana,
for the petitioners.

Mr. Harish Goyal, Advocate,
for the respondents.

SUDIP AHLUWALIA, J. (ORAL)

The evidence from the side of the petitioners-State was closed by the Ld. Trial Court vide the impugned Order dated 18.08.2017. An application to set aside the said order was dismissed by the Ld. Trial Court subsequently on 21.08.2018.

2. It is submitted on behalf of the petitioners that inability to lead evidence in the Ld. Trial Court on the scheduled date was for a reason beyond the control of the Officer concerned, and that if given an opportunity, the entire evidence from the defendants' side can be completed in the course of a single effective date.

3. In view of the said submission, the present Revision Petition is allowed, subject to imposition of costs of ₹2,000/- in favour of the respondents, payment of which shall be condition precedent, before the defendants are permitted to lead their evidence on a single effective date to be specified by the Ld. Trial Court.

22.01.2019

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No