

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

Sr. No.240

**CR No.2988 of 2019 (O&M)
Date of decision: 16.10.2019**

Ranbir Singh Kooner

....Petitioner

versus

Kulvir Singh

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. G.S. Brar, Advocate
for the petitioner.

Respondent in person.

* * *

DEEPAK SIBAL, J. (Oral)

The present petition is directed against the order dated 21.01.2019 passed by the Additional Civil Judge (Senior Division), Phillaur, (for short – the Trial Court) ordering closer of the petitioner's evidence for the reason that in spite of the grant of several opportunities, the petitioner did not lead his entire evidence.

After hearing learned counsel for the petitioner and the respondent, who appears in person and going through the record of the case, it is revealed that the petitioner's suit was adjourned several times during which period the petitioner did not lead his entire evidence. However, during this period, on some occasions, the matter is found to have been adjourned at the request of learned counsel for the respondent appearing for him before the Trial Court.

After going through the interim orders and in line with the principles of natural justice as also for the reason that the petitioner may not be precluded from leading his entire evidence at the threshold of the trial, subject to payment of ₹20,000/- as costs to be paid by the petitioner to the respondent, the impugned order is set aside and the petitioner is granted one effective opportunity to lead his entire evidence at his own risk and responsibility.

The petition is allowed in the above terms.

(DEEPAK SIBAL)
JUDGE

October 16, 2019

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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No