

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

118

CR No.3109 of 2019

Date of Decision:2.9.2019

AMRITPAL SINGH AND ORS

.....Petitioners

Versus

MOHAN SINGH AND ANR

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: None

RAJ MOHAN SINGH, J.(Oral)

There is no representation on behalf of the petitioners even after third pass over.

Petitioners have challenged the order dated 19.4.2019 passed by the Civil Judge (Jr.Divn.), Amritsar, vide which evidence of the petitioners/ plaintiffs was closed by order of the Court.

It has been noticed that 19.4.2019 was the last opportunity after several last opportunities granted on previous occasions. Issues were framed on 23.7.2015 and thereafter same were again re-framed after amendment in the pleadings on 8.2.2018. The plaintiffs could not serve the witnesses despite obtaining *dasti* process on many times. The case was brought in the Action Plan cases. *Dasti* summons were issued for the service of the witnesses at the responsibility of the plaintiffs, but the plaintiffs could not procure presence of the

witnesses except one Junior Assistant, namely, Parveen Kumar, who had come to the Court, but he also made a statement that the plaintiffs have not provided complete particulars of the summoned record and in the absence thereof, he cannot produce the same. The witness also stated that despite the letter having been written to the higher authorities, the same could not be procured for want of particulars of the record.

Owing to the conduct of the plaintiffs, I see no reason to differ with the impugned order dated 19.4.2019 passed by the Civil Judge (Jr.Divn.), Amritsar, closing evidence of the petitioners/ plaintiffs by order of the Court.

Accordingly, the present revision petition is dismissed.

September 02, 2019
anita

(RAJ MOHAN SINGH)
JUDGE

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No