

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CR No.3617 of 2019
Date of decision:29.05.2019

Sonia

... Petitioner

Vs.

Rakma and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Gaurav Gupta, Advocate
for the petitioner.

AMIT RAWAL J. (Oral)

The petitioner is aggrieved of the impugned order dated 08.01.2019, whereby, her evidence has been closed by the Court order.

Learned counsel appearing on behalf of the petitioner submits that in case, one opportunity is granted, subject to any terms and conditions which this Court deems fit, the petitioner will conclude the entire evidence. He further submits that no prejudice would be caused to the respondents, who shall be compensated in terms of costs.

I have heard learned counsel for the petitioner and appraised the paper book.

No doubt, the petitioner had availed six effective opportunities to conclude the evidence and failed to do so, but I am of the view that the lis between the parties is required to be adjudicated on merits and not on technicalities. In order to render justice, I deem it appropriate, to grant one

effective opportunity to the petitioner before the Court below to conclude entire evidence, subject to payment of costs of ₹5,000/- to be paid to the contesting respondents which shall be a condition precedent .

I do not intend to issue notice of motion as it would unnecessarily cause expenditure upon the respondents to avail the services of lawyer. In order to defray the costs of litigation, the aforementioned order has been passed.

Accordingly, the revision petition stands allowed.

(AMIT RAWAL)
JUDGE

May 29, 2019
savita

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No