

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

110

CR No. 5394 of 2019

Date of decision: 04.09.2019

Vipan Kumar

...Petitioner

Vs.

Narinder Pal Singh

...Respondent

CORAM:HON'BLE MR. JUSTICE DEEPAK SIBAL

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

DEEPAK SIBAL, J.(ORAL)

The present petition is directed against the order dated 20.08.2019 passed by the Additional Civil Judge (Sr. Division) Dasuya (for short-the Trial Court) through which the opportunity to the petitioner to cross examine Narinder Pal Singh has been treated as Nil.

Learned counsel for the petitioner submits that on 20.08.2019 the respondent/plaintiff examined himself as PW1. On 20.08.2019 itself, for the reason that he was not cross examined by the petitioner, his cross examination has been treated as Nil. According to her at least one further opportunity should have been granted by the Trial Court to the petitioner to cross-examine the said witness.

On 20.08.2019 PW-1 Narinder Pal Singh was examined in chief and on the same day his cross examination has been ordered to be treated as Nil. Such order is found to be rather harsh and, therefore, the same is set aside and the petitioner is granted

one opportunity to cross examine PW-1 Narinder Pal Singh.

The petition is allowed in the above terms.

If the respondent is aggrieved by this order, he is at liberty to approach this Court by filing an appropriate application.

September 04, 2019

Poonam Sharma

**(DEEPAK SIBAL)
JUDGE**

Whether reasoned/speaking?

Yes/No

Whether Reportable

Yes/No