

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-41120-2019 (O&M)
Date of Decision:- 30.9.2019

Pooja

... Petitioner

Versus

Dharindeer Kumar and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ramesh Sharma, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

The petitioner has approached this Court seeking quashing of order dated 29.5.2019, passed by learned Additional Sessions Judge, Chandigarh in appeal bearing No.413 of 2017 (Annexure P-4).

Having heard the learned counsel for the petitioner, this Court does not find any infirmity in order dated 29.5.2019, inasmuch as the same pertains to remand of the matter for its afresh decision. The order, as such, is upheld. It is however, clarified that the Trial Court shall decide the matter afresh on the basis of the evidence which has already been led. However, if any of the parties wishes to examine any other witness, the Trial Court shall

afford 4 effective opportunities to each of the parties and endeavour to dispose of the matter expeditiously.

The petition stands disposed of accordingly.

September 30, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No