

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

**C. R No. 7314 of 2019
Date of decision : 19.11.2019**

Kulwant KaurPetitioner
versus

Shubh Lata Jain ...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. S.K. Yadav, Advocate
for the petitioner.

RITU BAHRI, J. (Oral)

Challenge in this petition is to order dated 19.10.2019 passed by learned Civil Judge (Sr. Divn.) Gurugram vide which the evidence of the petitioner has been closed by Court order.

At the very outset, learned counsel for the petitioner has submitted that plaintiff/respondent has filed a suit for possession by way of ejectment and for the recovery of Rs.11,43,000/- as arrears of rent/mesne profits. Learned counsel while referring to zimni orders states that in fact, petitioner has been granted three opportunities within a period of 10 days despite the fact that the petitioner is not well and a senior citizen has not been considered while passing the impugned order. Learned counsel submits that on the other hand, the respondent was granted 1 ½ months time to lead plaintiff evidence on the ground that respondent is a senior citizen.

For correct decision of the case, the present revision petition stands allowed and order dated 19.10.2019 is set aside. The petitioner is

granted two effective opportunities to conclude her evidence by examining three witnesses i.e herself, her husband namely A.P. Singh and her son namely Jatin Pal Singh, subject to deposit of cost of Rs.5,000/- by the petitioner before District Legal Services Authority, Gurugram.

19.11.2019

G.Arora

(RITU BAHRI)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>