

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

CR-7779-2019

Decided on : 05.12.2019

Kamlesh Devi & anr.

..... Petitioners

Versus

Rahul

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Rosi, Advocate
for the petitioners.

Manjari Nehru Kaul, J.

The instant petition has been filed for setting aside the impugned order dated 30.09.2019 (Annexure P-2) passed by Civil Judge (Jr. Div.), Mewat whereby the application for leading additional evidence has been dismissed.

Heard.

It is very evident that despite the court having granted ample number of opportunities to the petitioners/defendants to lead their evidence including one last opportunity, they failed to do so. The defendants wanted to examine the attesting witness of the alleged agreement to sell namely Sukhdev Singh and SHO, Police Station Tauru, who conducted the primary inquiry. Though the evidence of both these witnesses was within the knowledge of the defendants yet they did not bother to examine them in spite of availing numerous opportunities. No plausible explanation is forthcoming on behalf of the defendants for not leading the said evidence in affirmative.

In view of the above, no ground for interference in the impugned order dated 30.09.2019 is made out.

Accordingly, the present petition stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

05.12.2019
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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No