

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

CR-7928-2019
Decided on : 10.12.2019

Gurnam Singh & anr.

..... Petitioners

Versus

Gurpreet Singh & anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. G.S.Salana, Advocate
for the petitioners.

Manjari Nehru Kaul, J.

Challenge in the instant revision petition is to the order dated 04.11.2019 (Annexure P-3) passed by Addl. Civil Judge(Sr. Div.) Fatehgarh Sahib vide which the oral evidence of the petitioners/defendants has been closed.

Learned counsel for the petitioners contends that due to some communication gap between petitioner No.1 and his counsel, who was representing him before the learned trial court, the petitioner was unable to produce and conclude his evidence on 04.11.2019. It has further been contended that when petitioner No.1 went to tender an affidavit in examination in chief on 20.11.2019, he came to know that his oral evidence had been closed by the Court on 04.11.2019.

Heard learned counsel for the petitioners and perused the impugned order.

A perusal of the impugned order reveals that as many as six effective opportunities had been granted and availed of by the petitioners for concluding their evidence. So much so, even on the last date of hearing,

it had been clarified that in case the petitioners-defendant failed to conclude their evidence, their oral evidence would be closed.

In my considered opinion, no ground is made out to interfere in the impugned order. Consequently, the present petition stands dismissed. However, petitioners may submit their oral evidence through an affidavit before the Court below, if he so desires.

(MANJARI NEHRU KAUL)
JUDGE

10.12.2019

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