

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

127

CR-300-2020

DATE OF DECISION: 16.01.2020

PARKASH KAUR

... Petitioner(s)

Versus

JASWINDER KAUR

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Manish Gulati, Advocate for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner has impugned the order dated 06.01.2020 (Annexure P-2) whereby her evidence has been closed.

Learned counsel for the petitioner contends that on several occasions, the matter had been adjourned at the request of the respondent and the petitioner had sought date only on three occasions. He also contends that the petitioner may be granted only one opportunity to lead evidence subject to payment of reasonable cost.

The petitioner had filed a suit for specific performance on the basis of an agreement to sell dated 21.01.2016 regarding a 5 marla house. The petitioner is seeking only one opportunity to lead evidence and in the event of the petitioner not being granted an opportunity to lead evidence, prejudice would be caused to her. It would be in the interest of justice, if the petitioner is granted one opportunity to lead evidence.

In view of the limited prayer of learned counsel for the petitioner to grant only one opportunity to lead evidence, I intend to

dispose of this petition without issuing notice to the respondent. It would be in the interest of justice, equity and fair play if the petitioner is accorded an opportunity to lead evidence.

Consequently, the petition is allowed and the petitioner shall be granted one opportunity to lead her evidence subject to payment of Rs.5,000/- as costs to be paid to the respondent. However, it is made clear that the petitioner will not make any further request to adjourn the matter.

If the respondent is aggrieved by the order of this Court, she would be at liberty to approach this Court by filing an appropriate application.

(ANUPINDER SINGH GREWAL)
JUDGE

16.01.2020.
SwarnjitS

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