

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

CR No. 1063 of 2020

Date of Decision: 13.2.2020

Sahid Khan and others

...Petitioners

Vs.

M/s Hotege Hotels /Industries Pvt. Ltd.

...Respondent

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Sandeep Sharma, Advocate
for the petitioners.

RAJIV NARAIN RAINA, J. (Oral)

Even after 9 opportunities before the Civil Court and the petitioners having failed to avail these opportunities, 10th opportunity is sought by this Court in this revision petition filed under Article 227 of the Constitution of India while assailing the order dated 24.1.2020 (annex. P-1) of the Civil Judge, Senior Division, Sohna. The order reads as follows:

“PW-1 Sahid Khan is present and tendered his affidavit Ex. PW1/A and examined in chief. His cross-examination is deferred on the request of learned counsel for the plaintiff stating that he is busy in other case. No other PW is present. Adjournment sought by learned counsel for the plaintiffs. Heard. Perusal of file reveals that 09 effective opportunities have been availed by the plaintiffs to conclude their evidence but failed to do so. There is no justification in adjourning the case further for the same purpose. Hence, the remaining evidence of the plaintiffs is here by closed by Court order except cross-examination of PW-1. Now, cas is adjourned to 04.03.2020 for cross-examination of PW-1 only.”

I do not find an patent illegality and infirmity in the order.

There is no error in exercise of jurisdiction in making the order closing evidence of the plaintiff. No interference is warranted.

The petition is dismissed.

(RAJIV NARAIN RAINA)
JUDGE

13.2.2020
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No