

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

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CR No.7473 of 2019

Date of decision : 30.01.2020.

Gurdial Singh

... Petitioner

Versus

Banta Ram (since deceased) through his LRs and others .. Respondents

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Sandeep Arora, Advocate for the petitioner.

Anupinder Singh Grewal, J. (Oral)

The petitioner has challenged the order dated 15.11.2019 passed by the Civil Judge (Junior Division), Gurdaspur, whereby his evidence has been closed.

Learned counsel for the petitioner contends that despite best efforts of the petitioner/plaintiff, he could not produce the remaining evidence and his request for adjournment had been declined by the impugned order. He also contends that the petitioner may be granted only one opportunity to produce the remaining evidence.

In view of the limited prayer of learned counsel for the petitioner to produce the remaining evidence, I intend to dispose of this petition without issuing notice to the respondents. It would be in the interest of justice, equity and fair play if the petitioner is accorded an opportunity to produce the remaining evidence.

Consequently, the petition is allowed and the petitioner shall be granted only one opportunity to produce the remaining evidence subject to payment of ₹10,000/- as costs to be paid to the respondents. However, it is made clear that the petitioner will not make any further request to adjourn the matter.

If the respondents are aggrieved by the order of this Court, they would be at liberty to approach this Court by filing an appropriate application.

**(ANUPINDER SINGH GREWAL)
JUDGE**

January 30, 2020

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No