

C.R. No. 1294 of 2021

Date of Decision: 18.08.2021

Ravi Kumar

....Petitioner

VS

M/s J.K. Fixing and another

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Deepam Raghav, Advocate
for the petitionerMr. Rahul Jaswal, Advocate
for the respondents

SUDHIR MITTAL, J. (Oral)

This petition has been filed for setting aside order dated 22.01.2020 (Annexure P-4) whereby the right of the plaintiff to cross-examine the defendant's witness has been closed by order.

Learned counsel for the petitioner has submitted that he needs only one opportunity to cross-examine DW-1 Jitender Kumar and is willing to compensate the defendants by way of costs.

Learned counsel for the respondents has no objection to one opportunity being granted subject to payment of costs.

Accordingly, the revision petition is allowed and order dated 22.01.2020 (Annexure P-4) is set aside. The plaintiff-petitioner shall cross-examine DW-1 Jitender Kumar on 19.08.2021 subject to payment of costs of Rs. 5000/- to be paid to defendant No. 2. No further opportunity shall be granted.

(SUDHIR MITTAL)
JUDGE

18.08.2021

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