

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

113

CR-1556-2017 (O&M)
Date of decision: 20.09.2022

BALJINDER SINGH

..Petitioner

Versus

KULWANT SINGH

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Sukhveer Kaur, Advocate, for the petitioner.
Mr. N.K.Vadehra, Advocate, for the respondent.

ANIL KSHETARPAL, J(Oral)

The petitioner herein is a defendant in a suit filed by the plaintiff for grant of decree of possession by way of his eviction from the suit property. The plaintiff concluded his evidence on 01.11.2016 and the court adjourned the case for defendant's evidence on 01.12.2016. On that day, the defendant did not bring his evidence and the Court while adjourning the case to 12.01.2017, granted a last opportunity. On 12.01.2017, the case was adjourned to 17.02.2017, again, when the impugned order came to be passed.

It is evident that the evidence of the defendant's has been ordered to be closed within a period of 2½ months. Every party whether he is plaintiff or defendant has to be given sufficient opportunity to lead evidence.

This revision petition is pending for the last 5 years.

Keeping in view the facts of the case, the trial court is requested to grant one opportunity to the petitioner within a month, from today to produce his entire evidence. There shall be payment of costs of Rs.5000/-, which shall be payable to the plaintiff by way of demand draft.

Since a suit for possession is pending before the trial court for more than last 7 years, the trial court is requested to make sincere endeavours for concluding the trial within a period of next three months, from today.

Disposed of accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

September 20, 2022

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(ANIL KSHETARPAL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>