

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

**CR No. 706 of 2022 (O&M)
Date of decision: 03.03.2022**

Hardev Singh

..... Petitioner.

Versus

Harpal Singh and another

..... Respondents.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Amit Dhawan, Advocate, for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner has challenged the order dated 02.12.2021 (Annexure P-9) whereby his rebuttal evidence has been closed.

Learned counsel for the petitioner contends that the petitioner wanted to examine two witnesses, who are practising advocates, in rebuttal evidence, but due to Covid-19 pandemic they could not be examined. He prays for only an opportunity to examine these witnesses.

Heard.

In view of the limited prayer of the petitioner, it would be just and expedient to dispose of this petition without issuance of notice to the respondents. The petitioner had preferred an application for examination of two witnesses in rebuttal. The application was allowed on 17.03.2021. Thereafter, these witnesses could not be examined due to Covid-19 pandemic. It would, thus, be in the interest of justice if the petitioner is granted an opportunity to examine these witnesses subject to payment of

reasonable cost.

Consequently, the petition is allowed and the impugned order is set aside. The petitioner shall be afforded an opportunity to examine the witnesses in rebuttal subject to payment of ₹5,000/- as cost. If the respondents are aggrieved by this order, they shall be at liberty to move an application in this regard.

Pending application(s), if any, shall stand disposed of.

03.03.2022
Ramesh

(ANUPINDER SINGH GREWAL)
JUDGE

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