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

CR-3068-2022

Date of decision : 04.08.2022

Amritpal Singh

...Petitioner

Vs.

Baljit Kaur and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. H.P.S Ghuman, Advocate for the petitioner.

MANOJ BAJAJ, J.

Petitioner (plaintiff) has filed this revision petition to challenge the order dated 13.07.2022 passed by Civil Judge (Junior Division), Fatehgarh Sahib, whereby evidence of the petitioner has been closed. It has been further prayed that petitioner be permitted to summon Kuldeep Singh (field kanungo) for proving the demarcation report.

Learned counsel for the petitioner has argued that the plaintiff has already adduced his entire evidence and only one witness, namely, Kuldeep Singh (field kanungo) remains to be examined, who had demarcated the suit property, but the Court proceeded to close his evidence vide impugned order dated 13.07.2022. He prays for setting aside the impugned judgment.

During the course of hearing, it is not disputed that the demarcation report was submitted by Kuldeep Singh (appointed as Local Commissioner) on 04.08.2018 pursuant to the directions of the Court issued under Order 26 Rule 9 CPC.

Since the demarcation report is submitted by Local Commissioner

pursuant to the order by the Court, therefore, he is not required to be examined as witness.

Resultantly, this Court is not inclined to exercise the superintendence powers under Article 227 Constitution of India.

Dismissed.

(MANOJ BAJAJ)
JUDGE

04.08.2022
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No