

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

122

CR No.4147 of 2022

Date of decision:27.09.2022

Satish Kumar

...Petitioner

Versus

Varinder Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present:- Mr. Balbir Singh Jaswal, Advocate
for the petitioner.

TRIBHUVAN DAHIYA,J. (ORAL)

This revision petition has been filed under Section 227 of the Constitution of India for setting aside the order dated 08.09.2022 (Annexure P-5) passed by the Rent Controller dismissing the application filed by the petitioner for recalling of witness, AW4-Verinder Singh, for further cross-examination and summoning Ravinder Kaur Walia @ Ridima Walia as his own witness, has been dismissed.

It has been observed in the impugned order that the petition was filed on 03.01.2019 and written statement was filed by the petitioner-tenant on 07.07.2019. Thereafter, the respondent-landlord examined his witnesses including AW-4, who was cross-examined by the petitioner-tenant at length. Upon conclusion of the evidence of the respondent-landlord on 19.10.2021, the petitioner-tenant led his evidence which was concluded on 08.08.2022.

Despite, having cross-examined AW-4 Verinder Singh and having ample opportunity to examine his own witnesses, the petitioner has filed the instant application for further cross-examination and summoning of another witness without explaining as to why he could not do so earlier.

In this view of the matter, no ground is made out to interfere with the impugned order.

**(TRIBHUVAN DAHIYA)
JUDGE**

27.09.2022

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Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No