

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

(109)

CR-5145-2022.

Date of Decision:-15.11.2022.

Sunita Devi and another

.....Petitioners

Versus

Sukhbir Chand and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Ms. Pinki Mehla, Advocate for the petitioners.

ALOK JAIN, J. (Oral)

The present petition raises challenge to the order dated 16.08.2022 (Annexure P-8), vide which the oral evidence of the defendant has been closed, however, the learned trial Court granted one opportunity for tendering documentary evidence, if any.

Without going in the merits of the case, counsel for the petitioners has prayed for one more opportunity to the petitioners and undertakes to complete the entire evidence to enable them to substantiate a defence in the said proceedings.

Notice of motion.

Mr. Amardeep Hooda, Advocate, has entered appearance on behalf of respondent No.1 and filed his power of attorney, which is taken on record. He has submitted that vide order dated 31.10.2022, the petitioners had filed an application for leading additional evidence by examination of witnesses and the said application has also been dismissed

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and now the case is fixed for 23.11.2022.

Without going into the merits of the case, the ends of justice would be met if the present petition is disposed of by granting only one opportunity to the petitioners to lead their entire evidence (oral as well as documentary) on the date already fixed i.e. 23.11.2022 subject to costs of Rs.10,000/-, which is to be paid to plaintiff-respondent No.1 Sukhbir Chand.

Ordered accordingly.

(ALOK JAIN)
JUDGE

November 15, 2022.

Sandeep

Whether speaking/reasoned:- Yes/No

Whether Reportable:- Yes/No