

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

149

2023:PHHC:131667

CR-1235-2023

Date of decision: 10.10.2023

SURINDER HARA FOUNDATION AND ANOTHER ..Petitioners

Versus

PRAHLAD SINGH AND OTHERS ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Kapil Aggarwal, Advocate
& Mr. Nismeeeth Bhatt, Advocate
for the petitioner.

Mr. M.S. Khaira, Sr. Advocate
with Mr. Jaswinder Singh, Advocate
for respondent No.2.

ANIL KSHETARPAL, J(Oral)

1. The litigation that started in the year 2014 is still pending at the very first stage. The plaintiff has been called upon to produce his evidence including oral and documentary evidence. At the stage of plaintiff's evidence, he examined Sh. Karam Chand, Gardener as PW-2. During his cross-examination, the learned counsel doubted the correctness of his affidavit attested by the oath commissioner. In those proceedings, the Court directed the oath commissioner to produce his register, which was produced. Now, the learned counsel representing the defendant wants the presence of the oath commissioner at the time when he has to cross-examine the witness Sh. Karam Chand, Gardener.

2. It has been brought to the notice of the Court that the photocopy of the register has been retained on the Court file.

3. Keeping in view the aforesaid facts, the petitioner is directed to proceed with the cross-examination of the witnesses without any further

delay.

4. This suit is pending for the last 10 years, therefore, the trial Court is requested to make sincere endeavors for concluding the trial of the case within a period of one and half year, from today, positively.
5. Disposed of accordingly.
6. All the pending miscellaneous applications, if any, are also disposed of.

October 10th, 2023
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(ANIL KSHETARPAL)
JUDGE

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