

256 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:123044  
CRM-M-25504-2015  
Date of Decision: September 19, 2023

Pardeep Kumar

...Petitioner

Versus

Nirmal Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sunil Agnihotri, Advocate for the petitioner.

Mr. Sukhjit Singh, Advocate for the respondent.

DEEPAK GUPTA, J.(Oral)

In a complaint under Section 138 of the Negotiable Instruments Act, 1881, bearing No.27/2, dated 06.06.2014, titled as "*Nirmal Singh v. Pardeep Kumar*", defence evidence of the accused was closed vide order dated 27.04.2015 (Annexure P-5), which order has been challenged by the petitioner-accused by way of present petition.

Today, power of attorney has been filed on behalf of the respondent-complainant.

Learned counsel for the respondent-complainant submits that he has no objection, if an additional opportunity is provided to the petitioner-accused for producing his evidence.

In view of the above, present petition is hereby disposed of, by setting aside the order dated 27.04.2015 (Annexure P-5) and by directing the Trial Court to grant one more, but effective opportunity to the petitioner-accused, so as to produce his defence evidence, to be produced at his own responsibility. In case, any witness is to be summoned by the petitioner-accused, then he has to file the list of

witnesses in advance along with process fee/diet money etc. Non-filing of such list or necessary expenses, will not be any ground for further adjournment before the Trial Court.

September 19, 2023  
sarita

(DEEPAK GUPTA)  
JUDGE

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