

Kavinder Kumar

...Petitioner

Versus

Municipal Corporation, Abohar and another

...Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**Present:** Mr. Rahul Arora, Advocate
for the petitioner.

NAMIT KUMAR, J. (ORAL)

1. The challenge in the present petition is to the order dated 05.07.2023 (Annexure P-4) passed by the Court of Ld. Additional Civil Judge (Sr. Division), Abohar whereby evidence of the petitioner/plaintiff has been closed by the order of the Court.

2. Learned counsel for the petitioner contends that the petitioner/plaintiff remained admitted in the Postgraduate Institute of Medical Education & Research, Chandigarh from 23.11.2022 to 07.12.2022 and thereafter he was advised to follow up in Neurology OPD after 2 weeks on 21.12.2022. Thereafter, he again remained admitted in the same hospital from 13.04.2023 to 03.05.2023 and then from 13.06.2023 to 20.06.2023. Thereafter, he again remained admitted in the Poojaneeya Mata Aas Kaur Ji Ayurvedic Hospital from 07.07.2023 to 05.08.2023 (Annexure P-6) and thereafter he came to know about the said order and accordingly the present petition has been preferred.

3. Counsel for the petitioner submits that evidence on behalf of the petitioner/plaintiff is complete except the plaintiff himself, who is to be remained examined and on the next date of hearing one opportunity may be

granted to complete the plaintiff's evidence. Counsel for the petitioner further submits that case is now fixed before the trial Court on 11.08.2023.

4. I have heard learned counsel for the petitioner and perused the relevant record.

5. Keeping in view the relief claimed in the present petition, no notice is being issued to the respondents to avoid delay in conclusion of the trial, however, one more last opportunity is granted to the petitioner/plaintiff to conclude the plaintiff's evidence. Let, the petitioner/plaintiff be examined on the next date of hearing fixed by the learned trial Court.

6. Accordingly the impugned order is set aside and the instant revision petition is disposed of with the above terms.

10.08.2023
Parveen kumar

(NAMIT KUMAR)
JUDGE

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