

Shyam Sunder

...Petitioner

Versus

Jora Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Saurabh Dalal, Advocate
for the petitioner.

GURBIR SINGH, J. (ORAL)

1. The present revision petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 08.01.2024 and order dated 07.02.2024 (Annexure P-3) passed by the Ld. CJM/ACJ(SD), Jhajjar whereby evidence of the petitioner has been closed by Court order.
2. Learned counsel for the petitioner submits that only two witnesses i.e. Mr. Devender Kadian, Advocate and Clerk of the office of Sub-Registrar, Jhajjar are to be examined and petitioner shall produce both the witnesses at his own responsibility. The next date fixed before the trial Court is 19.03.2024.
3. If notice is given to the other side it may further delay the disposal of case and may further put financial burden upon respondent.
4. Without commenting upon the merits of the case and in the interest of justice, both the orders dated 08.01.2024 and 07.02.2024 (Annexure P-3) passed by the Ld. CJM/ACJ(SD), Jhajjar are hereby set aside and this petition is disposed of with a direction to the concerned Court to give one opportunity to the petitioner to produce both the said witnesses at his own responsibility subject to payment of costs of Rs.10,000/- to be paid to the opposite party. The petitioner shall produce both the witnesses in the Court on

19.03.2024 at his own responsibility. They shall be examined on the same day. If for any unavoidable circumstances said witnesses are not cross-examined then they shall be cross-examined on the very next date to be fixed by learned trial Court within a period of 15 days thereof. No further opportunity shall be granted.

- 5. If the respondent is not satisfied with this order, he can move an application for recalling of this order within 30 days.
- 6. Petition stands disposed of.

12.03.2024
Parveen kumar

(GURBIR SINGH)
JUDGE

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