

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-2204-2024

Date of Decision: 19.04.2024

URMILA DEVI @ URMILA SEHGAL PETITIONER

VS

DARSHAN KUMAR GOEL RESPONDENT

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Kanwaljit Singh, Senior Advocate with
Mr. Vaibhav Sehgal, Advocate for the petitioner.

GURBIR SINGH, J. (ORAL)

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1. This petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 27.03.2024 passed by the learned Rent Controller Ludhiana wherein application filed by the petitioner for recalling the witnesses Darshan Kumar Goel PW-1 and Mohit Kumar Goel PW-2 for the purpose of further cross examination has been dismissed.
2. After arguing for sometime, learned Senior counsel for the petitioner submits that the petitioner would be satisfied if one opportunity is granted to further cross examine the witnesses of the petitioner i.e. Darshan Kumar Goel PW-1 and Mohit Kumar Goel PW-2.
3. Keeping in view the averments made in the application and the fact that technicalities should not be stumbling block in the path of justice and parties must be given full opportunity to bring real facts on the file in order to enable the Court to do complete justice to the parties and no prejudice would be

caused to other party with the further cross examination of PW-1 and PW-2, one opportunity is granted to the petitioner for further cross exmainaiton of the witnesses Darshan Kumar Goel PW-1 and Mohit Kumar Goel PW-2 which shall be limited to the issue involved in this case and not beyond that, but subject to payment of Rs.5,000/- as costs to be paid by the petitioner to the respondent. The learned Court shall ensure that on the date to be fixed for above said purpose, the further cross examination of both witnesses shall be completed and no further opportunity shall be granted for the same.

4. In case, respondent is not satisfied with this order then he can challenge this order within 30 days.

5. Petition stands disposed of accordingly.

19.04.2024
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(GURBIR SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>