



CR-1003-2025

1

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-1003-2025

Date of decision : 25.02.2025

Rajesh @ Rajesh Bhadoo

... Petitioner

Versus

Hira Singh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Lupil Gupta, Advocate and
Mr.Rahul, Advocate
for the petitioner.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India praying for setting aside the impugned order dated 27.01.2025 (Annexure P-4) passed by the Additional Civil Judge (Sr.Div.), Abohar, District Fazilka vide which the application filed by the respondent no.2-defendant no.2 for tendering and exhibiting the original writing -compromise dated 10.07.2020 by way of examining the witness namely Rohit Rinwa and Anirudh Karwasra by way of additional evidence has been allowed.

2. Learned counsel for the petitioner has submitted that after passing of the impugned order, the witness Rohit Rinwa had appeared and he had suffered statement to the effect that he does not want to depose in



CR-1003-2025

2

favour of or against any party and he has no knowledge with regard to the alleged writing dated 10.07.2020. It is further submitted that even when the trial Court had allowed additional evidence, there is no specific reference to the fact that the petitioner would be entitled to rebut the additional evidence so produced by the respondents and has submitted that with the abovesaid clarification, the present petition be disposed of.

3. It is a matter of settled law that when a party is permitted to lead the additional evidence, then the opposite party is necessarily required to be given an opportunity to rebut the said additional evidence.

4. Keeping in view the abovesaid facts and circumstances and the limited prayer made by the learned counsel for the petitioner, the present petition is disposed of with the clarification that the petitioner would be given an opportunity to lead evidence to rebut the additional evidence, if any, produced by the learned counsel for the respondents.

(VIKAS BAHL)
JUDGE

February 25, 2025.
Davinder Kumar

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