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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-3612-2026

Date of Decision: 29.04.2026

DHAIRYA KUTHURIA

..... Petitioner

Versus

**HARYANA STATE INDUSTRIAL AND INFRASTRUCTURE
DEVELOPMENT CORPN. LTD**

..... Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Shekhar Choudhary, Advocate with
Mr. Vinod Kumar Sharma, Advocate
for the petitioner.

YASHVIR SINGH RATHOR, J. (Oral)

1. This revision petition is directed against the order dated 16.01.2026 (Annexure P-2) passed by the Court of learned Civil Judge (Junior Division), Faridabad, vide which the evidence of the plaintiff/petitioner has been ordered to be closed.

2. In view of the nature of the order proposed to be passed, issuance of notice to the respondent is dispensed with, as it would only delay the proceedings and cause unnecessary expenditure to the said respondent.

3. Before proceeding further, the impugned order dated 16.01.2026 is reproduced as under:

*"Today the case was fixed for evidence of plaintiff. No
PW is present. Perusal of the case file shows that*

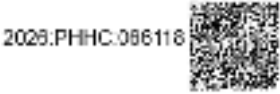


defendant has already availed the several effective [opportunities] for concluding its evidence. No further adjournment is made out. Therefore evidence on behalf of [plaintiff] is closed by the court today. Now to come upon 28.01.2026 for evidence of defendant."

4. I have heard the learned counsel for the petitioner/revisionist and have gone through the material on record.

5. Learned counsel for the petitioner/revisionist contended that the petitioner has filed a civil suit for declaration and mandatory injunction challenging the illegal cancellation and re-allotment of industrial plot no. 186, Sector 69, IMT Faridabad. Learned counsel further contended that after the framing of issues on 29.04.2025, the case was fixed for plaintiff's evidence on 01.07.2025. Learned counsel next contended that the petitioner could not conclude his evidence as his father fell seriously ill with chronic asthma and the petitioner being the only person to look after him was occupied with his treatment. It is further contended that the petitioner has already deposited a substantial sum of Rs. 10,98,469 towards the sale price of plot and the closure of evidence would cause irreparable loss and one opportunity be granted to lead evidence.

6. A perusal of the record shows that although the suit is pending since 06.02.2024 but the closure of evidence is a harsh order with far-reaching consequences. The petitioner has provided a *bona fide* reason for the delay, specifically the medical condition of his father. It is well settled that technicalities should not be allowed to defeat the ends of justice, especially when valuable rights of the parties are involved.



7. Accordingly, in the interest of justice, one opportunity is granted to the petitioner to lead and conclude his evidence, subject to payment of Rs. 5,000/- as costs to be paid to the respondent and the impugned order dated 16.01.2026 is accordingly set aside.

8. Pending miscellaneous application(s), if any, shall also stand disposed of.

(YASHVIR SINGH RATHOR)
JUDGE

29.04.2026
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No