



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(129)

CR No. 3752 of 2026 (O&M)

Date of Decision : 04.05.2026

M/s Shakti Fertilizers & Chemicals

...Petitioner

Versus

Sh. Shri Shakti Agriculture Store

...Respondent

CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL

Present: Mr. Marinal Sharma, Advocate for the petitioner.

Amarinder Singh Grewal, J. (Oral)

1. The present civil revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 16.03.2026 passed by the learned Additional Civil Judge (Senior Division), Meham, whereby the evidence of the petitioner–plaintiff was closed by order of the Court.

2. Briefly stated, the petitioner, M/s Shakti Fertilizers & Chemicals, instituted a suit for recovery of Rs. 1,50,706/- along with interest @ 18% per annum. Upon notice, the respondent appeared through counsel and filed a written statement contesting the suit. On the basis of pleadings, six issues, including the issue of relief, were framed vide order dated 04.11.2024, and the matter was thereafter fixed for the petitioner's evidence.

3. A perusal of the impugned order dated 16.03.2026 reveals that one witness, namely Mohit Kumar, was present and examined as PW-3.

However, the request made by learned counsel for the petitioner for an



adjournment to lead further evidence was declined by the learned trial Court on the ground that several opportunities had already been granted. Consequently, the evidence of the petitioner–plaintiff was closed by order of the Court.

4. Learned counsel for the petitioner has contended that the petitioner had already filed the list of witnesses before the learned trial Court and even as per interim order dated 11.12.2024, summons were to be issued to the said witnesses; however, the same were never issued. It is further submitted that the petitioner has a valuable right to lead evidence and prays for grant of two effective opportunities to conclude the entire evidence, along with permission to take dasti summons.

5. In view of the order proposed to be passed, issuance of notice to the respondent is dispensed with, as it would unnecessarily delay the proceedings and entail additional expenses.

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

7. Having considered the submissions and the material available on record, this Court is of the view that the ends of justice would be met if the petitioner is granted two effective opportunities to conclude its evidence, particularly in view of the contention that summons to the witnesses were not issued despite directions.

8. Accordingly, the present petition is allowed. The impugned order dated 16.03.2026 passed by the learned Additional Civil Judge (Senior Division), Meham, is hereby set aside.



9. The petitioner–plaintiff shall appear before the learned trial Court on the date already fixed or any date fixed by the trial Court, and shall be afforded two effective opportunities to conclude its entire evidence. The petitioner shall be at liberty to take dasti summons for securing the presence of its witnesses and shall ensure their presence on the dates so fixed. It is made clear that no further opportunity shall be granted thereafter.

10. The Registry is directed to forward a copy of this order to the learned Additional Civil Judge (Senior Division), Meham, for compliance.

11. All pending application(s), if any, stand disposed of accordingly.

May 04, 2026
kanchan

(AMARINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No