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

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CR-4028-2026**Date of decision: 13.05.2026****GURVINDER SINGH @ AMAN****....Petitioner****Versus****PHOLWATI AND OTHERS****...Respondents****CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR**

Present : Mr. Amandeep Vashisth, Advocate with
Ms. Tarranum Madan, Advocate for the appellant.

YASHVIR SINGH RATHOR. J.(Oral)

1. This revision petition is directed against the order dated 07.03.2026 (Annexure P-9) passed by the learned Civil Judge (Junior Division), Gurugram, vide which the application filed by petitioner/defendant No.1 under Section 151 of the Code of Civil Procedure, 1908 for summoning additional witnesses has been dismissed.
2. I have heard learned counsel for the petitioner and have gone through the material placed on the file.
3. Learned counsel for the petitioner contends that defendant No.1 has already examined himself, but no list of witnesses was filed by him after framing of issues. Now he has moved an application to examine four witnesses namely Rinku, Satpal Singh, Ashok Singh and Sarpanch Khazan Singh, during his evidence, but the said application has been rejected on the ground that the suit is pending since 2017 and several opportunities have already been given to him to lead evidence but he failed to conclude the same. Learned counsel further



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contends that the evidence of defendant No.1/petitioner has not been closed as yet and the suit is still at the stage of evidence of defendants and one opportunity may be granted to him to examine the aforesaid witnesses and he will produce them at his own responsibility.

4. In view of the submissions raised by learned counsel for the petitioner, present revision petition is disposed of and the impugned order dated 07.03.2026 is set aside and petitioner-defendant No.1 is granted one effective opportunity to lead his evidence and examine the aforesaid witnesses in the interest of justice.

5. However, it is made clear that it shall be the responsibility of defendant No.1 to get the witnesses served and to produce them in the Court at his own responsibility on deposit of requisite expenses. If the aforesaid witnesses do not turn up despite service of summons, then the trial Court shall assist the defendant in securing their presence.

6. All pending applications, if any, shall stand disposed of.

(YASHVIR SINGH RATHOR)
JUDGE

13.05.2026
amandeep

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No