



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

134

CR-4305-2026

Date of decision: 21.05.2026

Nisha @ Nisha Devi and others

...Petitioners

Versus

Hans Raj and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL

Present: Mr. Dhruv Mittal, Advocate,
For the petitioners.

AMARINDER SINGH GREWAL, J. (Oral)

1. The present revision petition has been filed under Article 227 of the Constitution of India, 1950, for quashing the impugned order dated 24.02.2026 passed by the learned Civil Judge (Junior Division), Gurugram, in CS No.3398 of 2019 titled *Nisha and others vs. Hans Raj and others*, whereby the evidence of the petitioners has been closed by order of the Court.

2. The brief facts of the case are that the petitioners, namely Nisha and others, filed a suit for declaration along with consequential relief of mandatory injunction and permanent injunction against the respondents/defendants. Notice of the said suit was issued to the respondents, who contested the same by filing their written statement. From the pleadings of the parties, as many as eight issues, including the relief issue, were framed by the learned Civil Judge (Junior Division), Gurugram, and thereafter, the case was fixed for evidence of the present petitioners. However, the interim orders reveal that the case was repeatedly fixed for the petitioners' evidence, but the petitioners failed to examine even a single witness before the learned trial Court. Ultimately, the learned Civil Judge (Junior Division), Gurugram, vide impugned order dated 24.02.2026, observed that the present petitioners



had already availed sufficient opportunities, including the last opportunity, and that no ground was made out for granting any further adjournment in the matter. Consequently, the evidence of the petitioners was closed by order of the Court.

3. Learned counsel for the petitioners contends that one effective opportunity be granted to the petitioners to conclude their entire evidence, as valuable rights of the petitioners are involved in the matter.

4. Considering the limited nature of relief sought, issuance of notice to the respondents is dispensed with, as the same would only result in further delay in the proceedings.

5. I have heard learned counsel for the petitioners and have perused the paper book with his able assistance.

6. Keeping in view the aforesaid facts and circumstances, without commenting anything on the merits of the case and considering the fact that the valuable rights of the petitioners are involved in the matter, the impugned order dated 24.02.2026 is set aside and present revision petition is disposed of with a direction to the petitioners to appear before the learned Civil Judge (Junior Division), Gurugram, on the date fixed and thereafter, learned Civil Judge (Junior Division), Gurugram is directed to give one effective opportunity to the petitioners to conclude their entire evidence.

7. Pending applications, if any, shall stand disposed of.

May 21, 2026
anil

(AMARINDER SINGH GREWAL)
JUDGE

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