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

CR-5473-2025 (O&M)

Date of decision : 09.02.2026

Gurdev Singh

...Petitioner

Versus

PSPCL and others

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. H.S. Sandhu, Advocate (through VC)
for the petitioner.

Mr. Vikas Gupta, Advocate,
for respondent Nos.7 & 8.

HARPREET KAUR JEEWAN, J. (Oral)

1. The petitioner is aggrieved by the order dated 14.07.2025 (Annexure P-1) passed by the Civil Judge, Patti, District Tarn Taran, whereby evidence of the petitioner-plaintiff has been closed by order of the Court.

2. As per the brief facts, the petitioner-plaintiff filed a suit for declaration against the Punjab State Power Corporation Limited and others alleging that he is exclusive owner-in-possession of a tubewell connection situated in the land owned by the plaintiff and a direction was sought against the official respondents not to transfer the said connection on the name of respondent Nos.7 & 8 and also sought permanent injunction and mandatory injunction.

3. Private respondents have also raised claim regarding the said tubewell connection. The trial Court has directed to maintain *status quo* by passing order dated 14.08.2023. Issues were framed.

Parties were directed to lead evidence. The evidence of the plaintiff-



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petitioner has been closed by order of the Court.

4. Learned counsel for the petitioner contends that the petitioner had been producing the witnesses. Even examination-in-chief of some of the witnesses has been recorded, but the time was sought by the opposite party to conduct cross-examination. It is further submitted that if one opportunity is granted to the petitioner, he undertakes to conclude the evidence.

5. *Per contra*, learned counsel representing respondent Nos.7 and 8 has not disputed that on some occasions, adjournments were sought by the respondents and cross-examination of the witnesses brought by the petitioner was deferred.

6. I have heard learned counsel for the parties and perused the paper-book.

7. As per the various orders passed by the trial Court (Annexure P-2 colly.), on 17.03.2025, there was 'no work' call by the Bar Council. On 19.05.2025, four witnesses of the petitioner were present; their examination-in-chief was recorded, but on the request made by the respondent-defendants, the matter was adjourned.

8. Though the issues were framed on 14.08.2023 (Annexure P-6) and petitioner has availed substantial opportunities but keeping in view the nature of litigation and the fact that some of the adjournments have been sought by the opposite party, this Court is of the considered opinion that the *I/s* should be decided on merits.

9. As such, present petition is allowed; impugned order dated 14.07.2025 is set aside; and one opportunity is granted to the petitioner to conclude his evidence. The petitioner shall produce the witnesses at

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his own responsibility. Learned counsel for the respondent Nos.7 & 8 has also assured that even the cross-examination of the witnesses shall be concluded on the same day. However, this order shall be subject to payment of costs of Rs.20,000/- to be paid by the petitioner, to the respondent no. 7 & 8..

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

09.02.2026*atulsethi***[HARPREET KAUR JEEWAN]
JUDGE**

Whether speaking / reasoned :
Whether Reportable :

Yes	No
Yes	No