



In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 5830 of 2023

Date of Decision: 27.02.2025

Gurwinder Singh

... Petitioner(s)

Versus

Rakesh Kumar and Another

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Umesh Aggarwal, Advocate
for the petitioner(s).

Mr. Sandeep Gors, Advocate
for respondent No.1.

Anil Kshetarpal, J.

1. There was an error in recording the proceedings on a particular date. An application filed for correcting that error has been dismissed by the Rent Controller after noticing that the aforesaid error did occur. The Rent Controller has taken a very myopic view of the matter.

2. The Courts are here to advance the cause of justice and not to strick in the procedures. Once it came to the notice of the Court that on 15.09.2022, the landlord's three witnesses were present for facing cross-examination, there was no occasion for the Court to discharge those witnesses. The Court was required to grant an opportunity to the respondent-tenant to cross-examine those witnesses. Once the tenants failed to cross-examine the landlord's witnesses, their cross-examination was to be treated as NIL.

3. Keeping in view the aforesaid facts, the present revision petition is allowed and the impugned order is set aside.

**(Anil Kshetarpal)
Judge**

February 27, 2025

"DK"

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No