

2025:PHHC:028369



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

122

CR-1207-2025

Date of Decision:27.02.2025

KIRPAL SINGH

..... PETITIONER

VS.

BALWINDER SINGH AND OTHERS

..... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE DEEPINDER SINGH NALWA

Present: Mr. Sumit Saddi, Advocate for the petitioner.

DEEPINDER SINGH NALWA, J. (ORAL)

1. In the present revision petition, the petitioner has challenged the order dated 05.02.2025, whereby, the evidence of the petitioner was closed.
2. A perusal of the order dated 20.01.2025 would show that as the petitioner/defendant No.1 had availed five effective opportunities and no defendant witness was present, as such the evidence of the petitioner/defendant No.1 was closed.
3. Aggrieved against the abovesaid order dated 20.01.2025, the petitioner filed an application for recalling and setting aside the order dated 20.01.2025. The abovesaid application came up for consideration before the learned trial Court on 05.02.2025. The learned trial Court did not find any merit in the application and the same was dismissed vide order dated 05.02.2025.
4. Aggrieved against the abovesaid orders, the petitioner has filed the present revision petition.

5. Learned counsel appearing on behalf of the petitioner submits that one last opportunity be granted to the petitioner to lead his evidence subject to payment of costs, to be paid to the respondents at his own risk and responsibility.

6. Taking into consideration, the above facts, one last opportunity is granted to the petitioner to lead his evidence subject to payment of Rs. 10,000/- as costs to be paid to the respondents. The learned trial Court shall fix a date for evidence of the petitioner/defendant No.1 on which date the petitioner/defendant No.1 shall lead his evidence.

7. The present civil revision petition is disposed of in the abovesaid terms.

(DEEPINDER SINGH NALWA)
JUDGE

February 27, 2025
Poonam Sharma

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