

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.4242 OF 2026  
(@ SLP (C) NO.12742 OF 2026 @ DIARY NO. 17810/2026)

GURMINDER DHALIWAL

APPELLANT(S)

VERSUS

SUDARSHAN KUMAR & ORS.

RESPONDENT(S)

O R D E R

1. Delay condoned.
2. Leave granted.
3. Heard learned senior counsel appearing for the appellant and learned counsel for the contesting respondents Nos.1 and 2, who appears on caveat.
4. The appellant is the plaintiff in the suit. His evidence was closed by the court of first instance and against the said order, the revision has been dismissed by the High Court.
5. A perusal of the order(s) impugned, reveals that the High Court had offered to grant one more opportunity to the appellant to lead evidence subject to payment of costs which probably was not accepted by the appellant at that stage and accordingly, the revision was dismissed.

6. Having gone through the material available on record, we are of the opinion that though no exception can be had to the order(s) impugned, but to ensure that an important lis may not be thrown out of the Court in such a manner, we consider it appropriate that at least one more opportunity may be granted to the appellant to complete the evidence subject to payment of reasonable costs.

7. In view of the aforesaid facts and circumstances, we set aside the impugned orders dated 17.11.2025 and 04.12.2025 and remand the matter to the Court of first instance to grant one more opportunity to the appellant to lead evidence.

8. We are informed that so far out of the 10 witnesses from the side of the appellant, only one has been examined.

9. In view of the above, the parties will appear before the Trial Court on 10.04.2026 which is the next date fixed before it. The appellant shall file examination in-chief of the witnesses on affidavit on 10.04.2026 or by the next date fixed by the Trial Court and the cross-examination of the witnesses shall be completed within a period of one month from 10.04.2026. This shall be subject to the appellant depositing the cost of Rs. 1,00,000/- before the Trial Court within one month from today and the same shall be paid to the respondent(s).

10. The appeal stands allowed accordingly. Pending application(s), if any, shall stand disposed of.

.....J.  
(PANKAJ MITHAL)

.....J.  
(S.V.N. BHATTI)

NEW DELHI  
07<sup>th</sup> APRIL, 2026.  
GA

ITEM NO.14

COURT NO.9

SECTION IV-B

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CIVIL) DIARY NO(S). 17810/2026

[Arising out of impugned final judgment and order dated 04-12-2025 in CR No. 8971/2025 passed by the High Court of Punjab & Haryana at Chandigarh]

GURMINDER DHALIWAL

PETITIONER(S)

VERSUS

SUDARSHAN KUMAR & ORS.

RESPONDENT(S)

(IA No. 97463/2026 - CONDONATION OF DELAY IN FILING  
IA No. 97465/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENT IA No. 97464/2026 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES)

Date : 07-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PANKAJ MITHAL

HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s) Mr. Yatindra Singh, Sr. Adv.  
Mr. Shreeyash U. Lalit, Adv.  
Ms. Madhu Ranu, Adv.  
Mr. Praveen Kumar Jha , AOR

For Respondent(s) Mr. Ashish Pal Kaushal, Adv.  
Mr. Sushant Dogra, Adv.  
Mr. Krishna Kumar, Adv.  
Ms. Nandani Gupta, Adv.  
Dr. Mrs. Vipin Gupta, AOR

UPON hearing the counsel the court made the following  
O R D E R

1. Delay condoned.
2. Leave granted.
3. The appeal stands allowed in terms of the signed order. Pending application(s), if any, shall stand disposed of.

(Nidhi Mathur)  
Court Master (NSH)

(Geeta Ahuja)  
Deputy Registrar

(Signed Order is placed on the file)