

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).25883/2005

(From the judgement and order dated 07/01/2005 in PC No. 5/1994 of the HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

SUKHDEEP SINGH BAJWA Petitioner(s)

VERSUS

KULDIP SINGH BAJWA & ORS. Respondent(s)

(With appln(s) for substitution of L.Rs of the deceased respondent, c/delay in filing substitution, bringing on record the L.Rs. of deceased respondent and with prayer for interim relief and office report)

WITH

SLP(C) NO. 25954 of 2005

(With appln(s) for exemption from filing O.T., early hearing and bringing on record the L.Rs. of the deceased respondent and with prayer for interim relief and office report)

Date: 10/01/2008 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE V.S. SIRPURKAR

For Petitioner(s) Mr. Dhruv Mehta,Adv.  
Mr. Harshvardhan Jha,Adv.  
Mr. Yuvraj Singh,Adv.  
for M/S, K.L. Mehta & Co.,Advs.

For Respondent(s) Mr. Pranab Kumar Mullick,Adv.  
Ms. Middhu,Adv.

UPON hearing counsel the Court made the following

ORDER

Leave granted.

Heard the learned counsel for the parties.

The appeals are disposed of in terms of the signed order.

(A.S. BISHT)

(P.S. TYAGI)

COURT MASTER

COURT MASTER

[Signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No. 465 OF 2008  
[Arising out of SLP(C) Nos. 25883/2005]

SUKHDEEP SINGH BAJWA ... APPELLANT(S)

:VERSUS:

KULDIP SINGH BAJWA AND ORS. ... RESPONDENT(S)

WITH

ORDER

Leave granted.

Having heard the learned counsel for the parties, we direct that in the event the appellant deposits the requisite costs for examination of two witnesses, namely, Kashmir Singh and Karnail Singh on Commission, the learned Trial Judge would allow the same. For the said purpose the writ of appointment should be issued immediately and the learned Commissioner may get the witnesses examined within two weeks from the date of issuance thereof. In the event the said witnesses do not co-operate with the Trial Court or the learned Commissioner, the Court would be entitled to take such action against the witnesses as it may think fit and proper.

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It is stated before us by Mr. Dhruv Mehta, learned counsel appearing on behalf of the appellant that no other witnesses shall be examined on behalf of the appellant. Let the Trial Court dispose of the matter as expeditiously as possible but not later than three months from the date of communication of this order.

The appeals are disposed of accordingly.

.....J  
(S.B. SINHA)

.....J  
(V.S. SIRPURKAR)

NEW DELHI,  
JANUARY 10, 2008.