

THE HON'BLE SRI JUSTICE SAMUDRALA
GOVINDARAJULU

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CIVIL REVISION PETITION No.2810 of 2011

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ORDER :

This revision petition brings to this High Court a silly dispute between the parties. Evidence of P.W.3 was eschewed by the lower Court when P.W.3 was not tendered for cross-examination for about 14 adjournments. Now, the plaintiff wants to tender the witness and prayed for setting aside the order eschewing evidence of P.W.3; and it was permitted by the lower Court. By virtue of the previous order eschewing evidence of P.W. 3, the defendants did not get any vested right in that regard. At best the defendants can press for some costs by way of penalty for the alleged dilatory tactics adopted by the plaintiff. I find no reason to interfere with the order of lower Court except by imposing certain conditions.

In the result, the revision petition is dismissed and the respondent/plaintiff shall pay Rs.1,000/- to the District Legal Services Authority, Medak at Sangareddy, within

two weeks from today and tender the witness P.W.3 on the next date of adjournment to be granted by the lower Court. In case he did not tender the witness for cross-examination on the next day of adjournment, the plaintiff will forfeit the benefit under the impugned order.

SAMUDRALA GOVINDARAJULU, J

Date: 31.01.2013

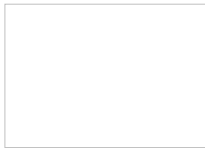
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**THE HON'BLE SRI JUSTICE SAMUDRALA
GOVINDARAJULU**

CRIMINAL REVISION PETITION NO.2810 of 2011

Date: 31.01.2013

Ssv/Rns



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