

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

CR-3100 of 2012

Date of Decision: December 14, 2015

Kashmir Singh

...Petitioner

vs.

Ravi Guglani & another

.... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Balbir Singh, Advocate
for the petitioner.

Mr. S. S. Chadha, Advocate
for respondents.

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh J.(Oral)

Impugned in the present revision is the order dated 24.03.2012 passed by learned Civil Judge(Junior Division), Ludhiana vide which application of the plaintiff for additional evidence was dismissed. Plaintiff wanted to examine hand writing expert to prove that his signatures 'Mark C' on the alleged sale deed dated 09.09.1985 produced by the defendant are forged.

I have heard learned counsel for the parties and have carefully gone through the case file.

It comes out that plaintiff in the suit had challenged the sale deed dated 24.03.2003 claiming that it was executed by

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defendant No.1 acting as general attorney of the plaintiff in favour of his wife defendant No.2 is null and void.

I am of the view that if some photocopy of sale deed is produced, it is not proved in accordance with law and cannot be relied upon by either party. Moreover, any photocopy signature on the photocopy cannot be compared with any signatures. Mere production of some photocopy does not mean that it has been admitted into evidence. Defendant have not led any expert evidence to prove that the signatures of plaintiff on 'Mark C' tally with his disputed signatures.

It being so, it comes out the application filed by the plaintiff is on account of over apprehension and assumption that 'Mark C' stands proved and also that his signatures on such 'Mark C' also stands proved. The revision is without any merit.

There is no illegality or infirmity in the impugned order.

Hence, the revision is dismissed.

December 14, 2015
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(KULDIP SINGH)
JUDGE