

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CR 3058 of 2014

Date of Decision: May 15, 2015

Sucha Singh and anr.

.....Petitioners

Vs.

Jaspal Singh and ors.

.....Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

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Present:- Mr.Harish Goyal, Advocate
for the petitioners.

Mr. Parminder Singh, Advocate.

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M.M.S. BEDI, J. (ORAL)

This is defendants' revision petition against the order dated April 15, 2014 passed by the trial Court dismissing the application of the defendant- petitioners for additional evidence seeking to place on record certified copy of certain documents.

Learned counsel for the petitioners has submitted that the petitioners want to place on record the documents which are per se admissible. He has made a reference to the said documents claiming that

one of the documents is an order passed in application under Order 39 Rules 1 and 2 CPC. There are certified copies of the orders of the year 2006.

Learned counsel for the plaintiff- respondents has contended that the evidence of the defendant- petitioners was closed on December 23, 2013 and later on they had sought the amendment by specifically stating that they did not want to produce on record any additional evidence.

I have heard learned counsel for the defendant- petitioners as well as counsel for plaintiff- respondents. Without entering into the controversy regarding the relevancy or admissibility of the documents which are sought to be produced, this petition is disposed of with a direction that the defendant- petitioners will be permitted to tender the documents claimed to be per se admissible but it will be the sole discretion of the trial Court to exhibit or mark the documents taking into consideration the admissibility, relevancy and reliability thereof. It is observed that it will be open to the plaintiff- respondents to contest the exhibition of the documents in evidence and the rights of the plaintiffs to tender rebuttal documents will also not be prejudiced. Parties are directed to appear before the trial Court on May 19, 2015. The plaintiff- respondents will be entitled to the costs of Rs.5000/-, for allowing the defendant-petitioners to tender the documents.

May 15, 2015
sanjay

(M.M.S.BEDI)
JUDGE