

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

CR No. 6237 of 2014 (O&M)
Date of decision: 09.04.2015

Harmesh Kumar

... Petitioner

versus

Rajinder Singh and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Vikas Mehsempuri, Advocate for the petitioner.

Mr. Himanshu, Advocate for

Mr. Nikhil Batta, Advocate for respondent No.1

K.Kannan, J.

Learned counsel appearing for respondent No.1 prays for adjournment. I decline the prayer since the matter to be considered is limited only to an objection that the photocopy has been exhibited as evidence behind the back of the petitioner being the fact that the document is exhibited, I will hold it as not to operate to fetter the petitioner to contend the document cannot be read into evidence. In the light of the judgment of the Hon'ble Supreme Court in Sait Tarajeet Khimchand Vs. Yelamarti Satyam 1972 (4) SCC 562, LIC of India Vs. Rampal Singh Bisen 2010 (4) SCC 491, the Court shall consider the objections of the petitioner as regards the admissibility of the document and will not give credence to the documents by the only fact that they had been exhibited. The Court shall pass an adjudication on the admissibility and proof after arguments and shall enter an appropriate finding among other findings at the time of disposal of the suit.

The civil revision petition is disposed of with the above observations.

(K.KANNAN)
JUDGE

09.04.2015

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