

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

CR No.7127 of 2015

Date of decision:02.12. 2015

Ekta Sharma

-Petitioner

Versus

Hira Lal and others

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. S.S. Jattan, Advocate
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

[1]. Plaintiff-petitioner has assailed order dated 10.08.2015 vide which an application moved by the plaintiff under Section 151 CPC has been dismissed.

[2]. In the application, plaintiff sought details of the persons to whom the land has been sold by the defendants as per stand taken by the defendants in preliminary objection No.4 of the written statement. At the time of filing the application, the applicant has also attached copy of *jamabandi* for the year 2007-08 which carries necessary details of sale deeds recorded by 'red' ink in the remarks column. The appellant did not obtain

the certified copy of the sale deeds so entered in the *jamabandi*

which are public documents. Column No.12 of the *jamabandi* also shows various mutation numbers entered by 'red' entries of various relinquishments and sale deeds. Factum of sale in the shape of plots to different vendees has been mentioned.

[3]. Moreover, defendant No.1 has shown his inability to produce copy of sale deeds in para No.3 of his reply to the application. Plaintiff can resort to lawful process prescribed for obtaining copies of public documents. Since the factum of different sales is already in the knowledge of the plaintiff, he can take recourse to lawful procedure.

[4]. In considered opinion of this Court, no such relief can be given in exercise of jurisdiction under Section 151 CPC particularly when alternate mode of acquiring information and document is still available to the petitioner.

[5]. In view of aforesaid, there is no illegality or error of jurisdiction in the order passed by the Civil Judge (Senior Division), Palwal. Consequently, this revision petition is dismissed.

(RAJ MOHAN SINGH)
JUDGE

December 02, 2015
prince