

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Civil Revision No. 7376 of 2011 (O&M)

DATE OF DECISION : September 08, 2015

Inder Kumar & anr.

..... PETITIONER(S)

VERSUS

Anil Kumar & ors.

.... RESPONDENT(S)

CORAM : HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. A.K. Chopra, Sr. Advocate, with
Mr. G.S. Bhandal, Advocate, for the petitioner.
Mr. Munish Mittal, Advocate, for respondent No.1.
Mr. S.S. Dinarpur, Advocate, for respondent No.3.

ARUN PALLI, J. (Oral)

Vide order being assailed, dated 31.10.2011, rendered by Civil Judge (Junior Division), Kurukshetra, application moved by petitioners/defendants No.3 and 4, so as to tender in evidence certified copy of mutation No.3164, has since been declined.

In short, what the petitioners pleaded was that their counsel inspected the file on 12.10.2011 and, it then transpired that the certified copy of mutation No.3164 was not a part of the documents that were tendered in evidence by the counsel and only a photostat copy of the mutation was produced. Thus, the application.

In response, in the corresponding paragraph of the

reply, all what the plaintiff-respondent No.1 averred was; **“That para no.4 of the application as stated is wrong and denied. The applicant has concocted a false story in this para.”**

During the course of hearing, a consensus emerged between counsel for the parties that let the order dated 31.10.2011 (Annexure P-3) be set side and the petitioners be permitted to tender in evidence certified copy of mutation No.3164 only.

That being so, the order dated 31.10.2011 (Annexure P-3), rendered by Civil Judge (Junior Division), Kurukshetra, is set aside and petitioners/defendants No.3 and 4 are permitted to tender in evidence a certified copy of mutation No.3164. However, it is made clear that petitioners shall not be allowed to adduce any other evidence.

Parties, through their counsel, are directed to appear before the trial Court on 29.09.2015.

The revision petition is disposed of, in the above terms.

SEPTEMBER 08, 2015
Kang

(ARUN PALLI)
JUDGE