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

**Civil Revision No.7404 of 2015
Date of Decision: 04.11.2015**

GURDEV SINGH & ORS.

.....Petitioners

Vs

DARSHAN SINGH

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Gurcharan Dass, Advocate
for the petitioners.

1. *Whether Reporters of local papers 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?*

RAJ MOHAN SINGH, J.(Oral)

[1]. This revision petition is directed against the order dated 28.04.2015 vide which prayer for appointment of Local Commissioner has been dismissed.

[2]. The prayer involves appointment of Local Commissioner to report about the actual and factual possession at the spot in the context of existence of waste water drainage.

[3]. Existence of such drainage or otherwise cannot be assigned as a duty of Local Commissioner to opine whether such drainage is in existence? In such eventuality that may amount to collecting evidence by the Local Commissioner in favour or against any of the party.

[4]. Plaintiff is at liberty to adduce evidence to prove his case with reference to oral and documentary evidence, but certainly not with the aid and assistance of the Local Commissioner under the garb of such plea.

[5]. In considered opinion of this Court, impugned order is not suffering with any jurisdictional error and the revision petition is accordingly dismissed.

November 04, 2015

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**(RAJ MOHAN SINGH)
JUDGE**