

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

**CR No. 7537 of 2015 (O&M)
Date of decision: 20.11.2015**

Anupam Jain	versus	... Petitioner
Kulwant Gupta and others		 Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Ms. Isha Goyal, Advocate for the petitioner.

K.Kannan, J.

CM No. 24274-CII-2015

CM is allowed.

The main case is preponed and taken up today itself for hearing.

Main Case

The revision is against the order allowing the expert to be examined for identifying the signature found in the agreement of sale. In a suit for specific performance, the agreement was denied by the defendant. The objection taken by the plaintiff-revision petitioner is that the Court has passed the order without hearing the plaintiff adequately.

I have heard the counsel now. The objection is that the permission is granted by the Court after the commencement of the trial. I leave that to be a matter of discretion for the Court to exercise minding the need for so-called expert's evidence and the extent of reliability of such evidence. If the Court has allowed for the discretion to be exercised then the objection taken by the plaintiff before me is only that it has come about after the commencement of trial. I find no ground for intervention, for, after all, the trial Judge ought to know whether he/she must allow for any further prolongation of trial or not.

I decline to make any interference. The civil revision petition is dismissed with observations above.

(K.KANNAN)
JUDGE

20.11.2015
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