

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

CR No.7540 of 2015

Date of Decision: November 06, 2015

Vasudev Goyal

.... Petitioner

vs.

Mohit

.... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Parvesh K. Saini, Advocate for the petitioner.

1. *Whether Reporters of Local Newspapers 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?*

Kuldip Singh J.(Oral)

Impugned in the present revision petition is the order dated 28.10.2015 (Annexure P-1) passed by learned Civil Judge (Jr. Divn.), Hisar, vide which the application of the plaintiff for leading rebuttal evidence was allowed.

I have heard learned counsel for the petitioner and have also carefully gone through the case file.

A perusal of the file shows that issue no.3-A was there. The defendants were required to prove the Will dated 31.03.1993 executed by Late Shri Satya pal Goyal in favour of Vasudev Goyal-defendant (petitioner herein), registered on 18.09.2009. It was only thereafter that the plaintiff can rebut the said evidence. The plaintiff had closed his evidence in affirmative. Therefore, he was rightly allowed to lead the rebuttal evidence.

The judgment of “***Avtar Singh etc. vs Baldev Singh etc.***” **2015(1) PLR, 230 (P&H)** has been considered by the lower court.

Thus, there is no ground to interfere in the impugned order.

Accordingly, the present revision petition stands dismissed.

November 06, 2015
sarita

(KULDIP SINGH)
JUDGE