

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

RSA No. 5974 of 2015 (O&M)

Date of Decision: December 07, 2015

Chander

.... Appellant

vs.

M/s Chander Bhan Rosha Lal

.... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Virender Mandhan, Advocate for the appellant.

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)

CM-14908-C-2015

There is delay of 111 days in filing the present appeal.

For the reasons mentioned in the application, supported by an affidavit, delay of 111 days in filing the present appeal is condoned, subject to all just exception.

Application stands disposed of.

RSA-5974-2015

Impugned in the present regular second appeal is the judgment and decree dated 12.05.2015 passed by learned Addl. District Judge, Karnal, affirming the judgment and decree dated 30.11.2013 passed by learned Addl. Civil Judge (Sr. Divn.), Assandh (Karnal), vide which the suit of the plaintiff-respondent-firm was decreed for recovery of ₹5,65,245/- along with interest @ 2% per

annum from the date of filing of the suit till its realization and the defendant was directed to repay the said amount to the plaintiff within a period of three months from the date of passing of the judgment.

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

It comes out that the plaintiff-respondent-firm filed a suit for recovery on the basis of *bahi* entries. The *bahi* entries were proved before the lower court, bearing signatures of the defendant. The lower court while relying upon the *bahi* entries, which were maintained in regular course, decreed the suit of the plaintiff. The findings were affirmed in appeal.

A perusal of judgments of both the courts below show that the findings of facts have been recorded to the effect that from the *bahi* entries, duly signed by the defendant, liability to pay the amount mentioned in the *bahi* entries, arises. From the last entry, the suit is within limitation. No substantial question of law arises in the present appeal.

Hence, the present regular second appeal stands dismissed.

December 07, 2015
sarita

(KULDIP SINGH)
JUDGE