

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

**CR No. 2361 of 2014 (O&M)
Date of decision: 18.02.2016**

Vijender Singh and others	...	Petitioners
	versus	
Bhoop Singh and another		Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Satbir Singh Gill, Advocate for the petitioner.
Mr. Sanjiv Gupta, Advocate for respondent No. 1.

K.Kannan, J. (ORAL)

The gross indiscretion and lapse on the part of the plaintiff in not exhibiting the agreement of sale which was sued upon at the time when he himself was examined necessitated him to move an application for reception of these documents. He was said to be under a belief that the document could be exhibited only through a scribe to the instrument. If he was a party to the document and he knew about the it, the document could have been marked through him. A suit for specific performance cannot be allowed to be dismissed for non production of the documents for the utter ignorance of the plaintiff or the counsel who conducted the case.

I condone the delay in tendering the document on payment of cost of Rs. 10,000/- to the defendant and set aside the impugned order.

The civil revision petition is allowed.

**(K.KANNAN)
JUDGE**

18.02.2016
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