

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

**CR No. 4085 of 2013 (O&M)
Date of decision: 15.03.2016**

Ramesh Kumar	...	Petitioner
	versus	
Charanjit Lal		Respondent

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Anil Chawla, Advocate for the petitioner.
 Mr. R.S. Chauhan, Advocate for the respondent.

K.Kannan, J. (ORAL)

The suit filed in the year 1995 is still languishing at the trial Court. It is a suit for partition between the brothers where the contention is that the subject matter of partition is a joint purchase between the plaintiff and the defendant. It appears that after the decree was passed, the defendant preferred an appeal and the Appellate Court set aside the judgment and trial Court remanded the matter for fresh disposal. Evidence has been given by both the parties and at the stage of rebuttal some additional documents were sought to be filed which are documents in another suit filed by yet another brother against plaintiff for injunction and a rough sketch. The relevance pointed out was that the subject matter in suit was also referred to in the suit by his brother. I do not find this of any consequence. The Court also found the documents to be irrelevant and beyond what was necessary to be adjudicated in suit. The fact that it was a suit that was more than 2 decades old was an additional point taken by the Court for rejection of the plea for production of additional evidence at the stage or rebuttal. I find no error for interference.

The revision petition is dismissed.

**(K.KANNAN)
JUDGE**

15.03.2016
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