

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Civil Revision No.6646 of 2016 (O&M)
Date of decision: October 06, 2016

Harnek Singh ...Petitioner

Versus

Surjit Singh & others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. H.S. Bhullar, Advocate for the petitioner.

Rajan Gupta, J.

Present revision petition is directed against the order dated 01.09.2016, passed by the trial court, whereby objection raised by the petitioner/plaintiff against putting of contents of Ex.D-6 to DW-2, has been declined.

It has been urged by learned counsel for the petitioner before the court that impugned order is not in conformity with law. He submits that the document sought to be admitted in evidence as Ex.D-6 was not adequately stamped and same is unregistered. Rejection of objection in this regard would prejudice the case of the petitioner.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

It appears that a suit for partition of residential/non-agricultural land measuring 17 Kanals 8 Marlas, situated in village Bargari, District Faridkot was instituted by the petitioner/plaintiff. Suit was contested by the respondents on the ground that earlier a suit for

partition was instituted in the year 1975 and the matter was compromised later on. In the present suit when Surjit Singh respondent No.1 appeared as DW-2, a copy of the compromise arrived at in the earlier suit was put to him. However, petitioner raised objection that contents of said document cannot be put to the witness. Objection was declined by the trial court on the ground witness is already party to the said document Ex.D-6. I am of the considered view that the trial court has rightly declined the objection as same was meritless. It can be considered alongwith certain other issues at the time of final disposal of the suit. There is no ground to interfere in revisional jurisdiction.

Dismissed.

(RAJAN GUPTA)
JUDGE

October 06, 2016
'Rajpal'

Whether speaking / reasoned	Yes / No
Whether Reportable:	Yes / No