

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

CR-7546-2014

Decided on : May 09, 2016

BALWANT SINGH

....Petitioner

VERSUS

RAM PAL AND OTHERS

....Respondents

CORAM : HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Vikram Singh, Advocate for the petitioner.
Mr. R.S. Budhwar, Advocate for respondent No.1.

K. KANNAN, J (ORAL)

1. The revision is against the order declining additional evidence to be given by allowing for handwriting expert to be examined to speak about the genuineness of the signatures found in entries. The plaintiff was pursuing the cause of action on the basis of Bahi entries having the signatures of deceased-Randhir Singh and defence taken was that the entries were not true. The burden was very much on the plaintiff to establish the genuineness of the signatures. If he had not availed to himself such opportunity and his side was closed and the defendant has reiterated his position denying the signatures, the plaintiff cannot have the benefit of evidence be given that handwriting expert must be examined for the purpose of comparison. Court will not draw adverse inference on non-examination of an expert or not putting the document through expert opinion. Even while I make such observation, I find no reason for interfering with the order already passed.

2. The revision petition is dismissed.

May 09, 2016
Rajneesh

(K. KANNAN)
JUDGE