

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

R.A.No.32-C of 2016 in

R.S.A.No.4050 of 2012

Date of Decision: September 21st, 2016

Gurminder Singh

Versus

Lachhmi Devi alias Lachhmani Devi

CORAM: HON'BLE MR.JUSTICE AMIT RAWAL, JUDGE

Present: Mr.Kanwaljit Singh, Senior Advocate with
Ms.Jaswinder Kaur, Advocate,
for the applicant-respondent.

AMIT RAWAL, J. (Oral)

In the grounds of review, the point taken is that the finding with regard to the affidavit dated 28.9.2005 regarding marking the presence before the office of Sub Registrar is not correct as the register of the Stamp Vendor has come on record which shows that it was sold on 26.9.2005, thus, there is error apparent on record and, therefore, the appellant-plaintiff was not ready and willing to perform his part of the contract.

In my view, an attempt is being made to re-argue the appeal, whereas on going through the affidavit entered at Sr.No.13015 in the register is of 28.9.2005. The register does not bear any date. The statement of the stamp vendor would not clinch the issue in the absence of the complete register as there is only one page of the same, therefore, there is no ground for review.

As regards the readiness and willingness, there is already a finding. The applicant-respondent cannot be permitted to re-agitate the matter under the garb of error apparent on record. She can seek vindication

of her grievance in accordance with law.

Application stands dismissed.

September 21st, 2016
ramesh

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable:

Yes/No