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

**Civil Revision No.4306 of 2018  
Date of Decision: 09.07.2018**

**BALVINDER SINGH**

**.....Petitioner**

**Vs**

**GURNAM SINGH AND OTHERS**

**.....Respondents**

**CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present: Mr. Parminder Singh, Advocate  
for the petitioner.

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**RAJ MOHAN SINGH, J. (Oral)**

Petitioner has preferred this revision petition against the order dated 29.06.2018 passed by the Civil Judge (Jr. Divn.) Karnal whereby the application filed at the instance of plaintiffs for appointment of Local Commissioner was allowed.

I have considered the submissions made by learned counsel for the petitioner.

In **Rajinder & Co. vs. Union of India and others, 2003(1) RCR (Civil) 755**, the Hon'ble Apex Court has held that the question whether the report of the Local Commissioner is finally acceptable or not would be decided by the concerned Court, *de hors* the order passed by the authority concerned. The

High Court cannot interfere with the order of the trial Court appointing the Local Commissioner for inspection of the site and to file a report. The said judgment was followed by this Court in **Harpal Singh vs. Harmohinder Singh and others, 2013(2) RCR (Civil) 892.**

In the light of aforesaid legal position, there is no scope for interference by this Court. This revision petition is accordingly dismissed.

July 09, 2018

*Atik*

**(RAJ MOHAN SINGH)  
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No