

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

CR No. 4982 of 2018 (O & M)
Date of Decision: 6.8.2018

Sarabjit Singh

.....**Petitioner**

v.

Jaspal Singh and others

.....**Respondents**

CORAM HON'BLE MR. JUSTICE DEEPAK SIBAL

Present:- Mr. Amit Gupta, Advocate, for
Mr. Vipin Mahajan, Advocate, for the petitioner

DEEPAK SIBAL, J. (ORAL)

Through the present petition, challenge is made to the order dated 18.7.2018 passed by the Additional Civil Judge (Senior Division), Gurdaspur (for short 'the trial Court') through which an application filed by the petitioner seeking to lead additional evidence, has been dismissed.

I have heard learned counsel for the petitioner and with his able assistance have gone through the record of the case.

In a suit filed by the petitioner in the year 2014, issues were framed on 21.1.2015 and thereafter, after availing as many as 11 opportunities, the petitioner closed his evidence. Thereafter, the respondents, who were defendants in the suit, also led their entire evidence. At the time when the matter was listed for final arguments, an application was filed by the petitioner to place on record certain photographs. The relevancy of the photographs was neither explained before the trial Court nor before this Court. These photographs were not supported by any negatives and thus, were having no evidentiary value. It has also not been explained as to why such evidence was

not produced at the time when the petitioner led his evidence in the affirmative for which he was admittedly granted more than adequate number of opportunities, especially when it is not disputed that these photographs were well within the knowledge of the petitioner even before the filing of the suit.

In view of the above, no error is found in the impugned order.

Dismissed.

(DEEPAK SIBAL)
JUDGE

6.8.2018
Ashwani

Speaking/Reasoned	Yes/No
Reportable	Yes/No