

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 8123 of 2016 (O/M)
Date of decision : 8.3.2018

Gurpreet Kaur

..... Petitioner

Versus

Rajbir Singh and others

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Ms. Himani Kapila, Advocate, for petitioner.
Mr. Jagnahar Singh, Advocate, for respondents.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
 2. To be referred to the Reporter or not.
 3. Whether the judgment should be reported in the digest ?
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KULDIP SINGH J. (ORAL)

Impugned in present revision is order dated 27.9.2016 (Annexure-P-1), passed by the learned Additional Civil Judge (Senior Division), Gurdaspur, vide which an application filed by plaintiff for leading secondary evidence to prove Will dated 12.8.1999, registered on 16.8.1999, has been allowed.

It comes out that defendant No. 1 had moved an application under Order XI Rule 14 CPC, 1908, directing the plaintiff and her husband to produce the original Will, but in the reply, they denied the possession of the same. Since despite notice, original Will has not been produced, therefore, the lower Court was justified in allowing the secondary evidence of registered Will. There is no ground to interfere in the impugned order. Consequently, revision is dismissed.

(KULDIP SINGH)
JUDGE

8.3.2018
sjks

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