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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 8146 of 2016 (O/M)
Date of decision : 7.3.2018

M/s Vinod Kumar Ajay Kumar

..... Petitioner

Versus

Arjan Singh

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Sandeep Kotla, Advocate, for petitioner.

Mr. M.K. Dhot, Advocate, for,
Mr. I.P. Singh, Advocate, for respondent.

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 16.11.2016 (Annexure-P-6) whereby the learned Civil Judge (Senior Division), Fatehabad, allowed Shamsheer Singh Malik (DW), handwriting expert, to be again examined to prove the handwriting of one Balbir Singh. It comes out that he was earlier examined as DW2 to submit his report regarding handwriting of Ramesh Kumar. The objection filed by present petitioner-defendant is that he cannot be recalled without filing an application under Order XVIII Rule 17 CPC, 1908, and same was overruled by the trial Court.

I am of the view that earlier handwriting expert was examined regarding handwriting of Ramesh Kumar. Now, the handwriting of another person, namely, Balbir Singh is sought to be got examined from him. The trial Court has enough power to examine, reexamine or recall any witness.

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The trial Court appears to have exercised such power. No ground to interfere in recalling of said handwriting expert is made out. Consequently, revision is dismissed.

(KULDIP SINGH)
JUDGE

7.3.2018
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No