

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

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CRM-M No.19297 of 2018

Date of Decision: May 7th, 2018

M/s Yogpathy and others

...Petitioners

Versus

Rajan Gupta

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. P.S. Ahluwalia, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

This petition has been filed challenging the order dated 28.02.2018, by which an application moved by the petitioners to examine a handwriting expert in defence, has been declined on the ground that filling of the body of the cheque by any person does not make any difference as the signatures on the cheque are admitted.

Notice of motion.

Mr. Amit Dhawan, Advocate, puts in appearance and filed power of attorney on behalf of the respondent.

After hearing the counsel for the parties, when the Court was inclined to allow the present petition by permitting the application of the petitioners, counsel for the respondent states that without going into the merits of the case, the prayer of the petitioners to lead evidence of a handwriting expert Mr. Arvind Sood in defence, be allowed.

In the light of the statement made by the counsel for the respondent, the present petition is allowed.

Impugned order dated 28.02.2018 passed Judicial Magistrate Ist Class, Jalandhar, is hereby set aside and the application moved by the petitioners for permission to examine handwriting expert Mr. Arvind Sood, is allowed.

Parties to appear before the trial Court on **17.05.2018**.

May 7th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No