

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

RSA-582 of 2012 (O&M)
Date of decision: 05.12.2018

Kamaljit Singh

...Appellant

Versus

Satjit Singh

...Respondent

CR-7101 of 2017 (O&M)

Satjit Singh

...Petitioner

Versus

Kamaljit Singh

...Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. A.S. Virk, Advocate
for the appellant in RSA-582-2012 and
for the respondent in CR-7101-2017.

Mr. A.K. Kalsy, Advocate for the petitioner
in CR-7101-2017 and for respondent in RSA-582-2012.

REKHA MITTAL, J. (Oral)

This order will dispose of RSA No.582 of 2012 and CR No.7101 of 2017 as these have emerged out of Civil Appeal No.8 dated 15.02.2007 decided by the Additional District Judge, Ludhiana vide judgment and decree dated 19.09.2011.

Counsel for the parties are ad idem that the appeal and petition may be disposed of, judgment and decree dated 19.09.2011 may

be set aside and the matter be remitted to the appellate Court for decision of the appeal afresh by deciding the application(s) for additional evidence filed by the appellant and cross objections preferred by the respondent/revision petitioner.

In view of the above, RSA No.582 of 2012 and CR No.7101 of 2017 stand disposed of. The judgment and decree dated 19.09.2011 passed by Additional District Judge, Ludhiana are set aside. The matter is remitted to the successor Court of Sh. Ranjit Kumar Jain, Additional District Judge, Ludhiana for decision of the appeal afresh by deciding the application(s) for additional evidence and cross objections preferred by the respondent/revision petitioner.

The parties through their counsel are directed to appear before the appellate Court on 20.12.2018.

05.12.2018

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(REKHA MITTAL)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable : Yes No