

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

RSA No. 1276 of 2016 (O&M)

Date of decision:27.11.2018

Jai Narain through LRs Zorawar Singh and others ...Appellants

Versus

Rajni and others ...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Sharad Choudhary, Advocate,
for the appellants.

AMIT RAWAL, J.(Oral)

The sole ground taken before the Courts below by Jai Narain-plaintiff, now being represented by supportive Legal Representatives, is that release deed dated 26.02.2009 in favour of defendant No.1 was an out-come of fraud and mis-representation, which has been negated in view of the admission in a proceedings initiated under Section 12 of the Domestic Violence Act. It is a classic case where “maxim that a person may lie but the documents don't” applies. Be that as it may, the release deed has been proved to the halt through the testimony of DW1 stamp vendor and DW2 document writer. Even PW2 spilled the beans in cross-examination, wherein he stated execution of release deed in favour of defendant No.1. More over in reply to an application filed under Section 12 of the Domestic Violence Act, Jai Narain admitted that he transferred 2 acres of land in favour of defendant No.1-Rajni. The contention made in the suit was found not to be genuine.

I do not scribe to the argument of Mr. Sharad Choudhary, Advocate to form a different opinion than the one arrived at by the courts below.

No ground to interfere is made out.

Regular Second Appeal is dismissed.

27.11.2018

renu bala

**(AMIT RAWAL)
JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No