

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

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**RSA-1270-2017 (O&M)
Date of Decision : 27.9.2018**

Krishan Kumar

....Appellant

vs.

Ram Mehar Singh

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Sumit Sangwan, Advocate
for the appellant.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the concurrent judgments of the Courts below decreeing a recovery suit filed by the respondent.

The case set out by the respondent was that the appellant had borrowed Rs. 2.44 lakhs on 24.6.2010 and executed Bahi entry in his favour and assured to pay amount with interest at the rate of 2% per month on demand. When he did not make payment, legal notice was issued but the same has not been replied, the instant suit was filed.

When the appellant appeared before the Court he unequivocally and explicitly admitted that Bahi was in his hand and he had signed the same. It was for this reason that the Courts below did not believe the stand of the appellant that he had never taken any loan.

Learned counsel is not in a position to explain how this explicit admission can be ignored.

Resultantly, the appeal stands dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

27.9.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No
Whether reportable - Yes/No