

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

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**CM-16624-25-C-2017 in/and
RSA-6420-2017 (O&M)
Date of Decision : 05.09.2018**

Dilbag Singh

..... Appellant

Versus

Prabhu Dayal

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Rahul Deswal, Advocate
for the appellant.

AJAY TEWARI, J. (ORAL)

CM-16624-25-C-2017

For the reasons recorded, the applications are allowed. Delay of 73 days in filing and 210 days in refiling the appeal is condoned.

RSA-6420-2017 (O&M)

By this appeal the appellant has challenged the concurrent judgments of the courts below decreeing the recovery suit filed by the respondent.

In the written statement the appellant admitted his signatures on the promissory note but it was his case that the same had been obtained on a blank pronote and that in fact he had returned the amount. Both the courts below held that once the appellant admitted his signatures there was a heavy onus on him to prove how and in what circumstances he signed on a blank piece of paper and to give reasons why he did not take back the original pronote when he had allegedly returned the loan.

I have gone through the record. I find no fault with the findings of fact given by the courts below. Appeal is dismissed. No costs.

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

September 05, 2018
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No