

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

112

**CM-2399-C-2018 in/and
RSA-967-2018 (O&M)
Date of Decision : 14.08.2018**

Amrit Pal Singh

..... Appellant

Versus

Mohammad Amzad

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Mohit Kakkar, Advocate
for Mr. A.K. Handa, Advocate
for the appellant.

AJAY TEWARI, J. (ORAL)

CM-2399-C-2018

For the reasons recorded, the application is allowed. Delay of 10 days in filing the appeal is condoned.

RSA-967-2018 (O&M)

This appeal has been filed against the concurrent judgments of the courts below decreeing a suit for recovery filed by the respondent on the basis of pronote and receipt.

The case of the appellant was that he never signed any pronote and receipt in favour of the respondent and the signatures appearing on them was not his as he never signed in punjabi and it was a forgery. The appellant was confronted with many documents which he signed in punjabi. The respondent also examined the attesting witness who deposed that the appellant had signed the pronote in his presence. In rebuttal, there was only a bald statement made by the appellant denying

his signatures. He did not examine a handwriting expert or lead any other objective evidence. Consequently, the courts below decreed the suit of the respondent and that is how the appellant is before this Court.

Counsel for the appellant has not been able to persuade me that the findings recorded by the courts below are either based on no evidence or based on such a perverse misreading of evidence so as to justify the interference of this Court in second appeal.

Appeal is dismissed. No costs.

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

August 14, 2018
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No