

RSA-4790 of 2019 (O&M)
Date of Decision: 13.11.2019

Ranjit Singh

---Appellant

versus

Sarmail Singh

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Ranjodh Singh Sidhu, Advocate
for the appellant**

Rekha Mittal, J.

Challenge in the present appeal has been directed against concurrent findings recorded by the courts whereby suit for recovery of Rs. 10 lakh on the basis of pronote and receipt was decreed by the trial court to the following effect:-

“....the suit of plaintiff succeed and same stands decreed with costs and plaintiff is held entitled to recover the amount of Rs. 10,00,000/- from defendant along with interest @ 1% per month from the date of execution of pronote and receipt till the filing of the present case and plaintiff is also held entitled to pendente lite interest @ 9% from the date of filing of the present case till today and plaintiff is also held entitled to future interest @ 6% till realization of the amount.”

The appeal preferred by unsuccessful defendant-appellant was dismissed by the Additional District Judge, Tarn Taran.

To prove his case, respondent-plaintiff Sarmail Singh appeared in the witness box besides examining Kulwant Singh PW2, Baldev Singh PW3 and Avtar Singh PW4. On the contrary, neither the appellant appeared in the witness box nor examined any witness to counter testimonies of witnesses examined by the respondent-plaintiff.

Counsel for the appellant has failed to advance any arguments much less meaningful to substantiate his plea that consistent findings recorded by the courts suffer from an error much less perversity or the appeal raises a question of law that needs determination after notice to the contesting party. In this view of the matter, no case is made out for intervention in the judgments impugned.

For the foregoing reasons, finding no merit, the appeal fails and is accordingly dismissed in limine.

(Rekha Mittal)
Judge

13.11.2019

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : *Yes/No*