

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

123

CR.No. 485-2020

Date of decision : 23.1.2020

M/S DHARAMPAL RICE MILL AND ANOTHER Petitioners

Vs.

MARKET COMMITTEE BUDHLADA AND OTHERS ..Respondents

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Rajinder Singla, Advocate, for the petitioners.

Rajbir Sehrawat, J. (Oral)

The plaintiff in the suit has filed this Civil Revision Petition under Article 227 of Constitution of India praying for setting aside the order dated 15.11.2019 passed by Ld.Civil Judge Junior Division, Budhlada, dismissing the application filed by the petitioner under Order 11 Rule I of C.P.C.

The counsel for the petitioners has submitted that the petitioners had filed the application for delivery of interrogatories to the defendants qua the aspect which were required for the proper decision of the case. They had taken this step to shorten the time for disposal of the proceedings of the suit. Hence, the application filed by the petitioners has wrongly been declined by the trial Court. Hence, the order passed by Court below is illegal.

Having heard the learned counsel for the petitioners and having

perused the order passed by the trial Court, this Court does not find any substance in the argument of the counsel for the petitioners. The questions framed in the interrogations are relating to documents or records which are supposed to be in possession of the plaintiff/petitioners themselves.

The plaintiff has the liberty to place the said record/documents in the evidence and to prove the same in accordance with law.

Hence, the trial Court has rightly recorded that the interrogatories sought to be delivered by the petitioners are unnecessary and irrelevant, at this stage.

Finding no merit in the petition, the same is dismissed.

(RAJBIR SEHRAWAT)
JUDGE

23.1.2020
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Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No