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

CR No. 24 of 2017 (O&M)
Date of Decision : 06.02.2020

Krishan Kumar Saini …Petitioner

Versus

Om Parkash and others …Respondent

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. R.K. Saini, Advocate
for the applicant-petitioner.

Mr. Sidharath Goyal, Advocate
for respondent No.1.

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ALKA SARIN, J (ORAL)

CM-2348-CII-2020

This is an application for placing on record the compromise entered into between the parties on 15.01.2020. For the reasons mentioned in the application, same is allowed and the original copy of the compromise (Annexure P-10) is taken on record subject to all just exceptions.

Main Case

Pursuant to order dated 31.01.2020, the parties are present in the Court and confirmed that the said compromise has been entered into voluntarily.

Om Parkash, who is the contesting respondent in the present case has stated that he has no objection if the present revision petition is

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disposed off and the order passed by the court below may be set aside to the extent wherein it has been held :-

> ***"19. Further, perusal of the case file shows that copy of agreement Ex.P1 and copy of bond Ex.P2 were admitted by DW1 K.K.Saini, authorized person of the Hisar Adarsh Postal Employees Co-op. Urban (S.E.) Thrift and Credit Society Ltd. Hisar, in which the rate of interest has not been mentioned, but the said witness tendered into evidence document Ex.D3, in which the rate of interest has been mentioned as 18% per annum. In view of this the entry regarding interest @ 18% was made in order to take benefit from the court and the original agreement was not having the said entry. As such the defendants witness forged document and produced the same in the court. Therefore liberty is granted to the plaintiff to initiate criminal proceedings against DW K.K.Saini for the above said act."***

In view of the above, the findings recorded in Paragraph 19 of the impugned order are set aside and the judgment and decree passed by the court below is modified to that extent.

The revision petition is disposed off in the above terms.

(ALKA SARIN)
JUDGE

06.02.2020
Manpreet

Whether speaking/reasoned Yes/No

Whether reportable Yes/No

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