

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

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**C.R. No. 1404 of 2020 (O&M)
Date of Decision: 27.02.2020**

Ms. Rohini & Anr.

...Petitioners

Vs.

Raj Kumar Gupta

...Respondent

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Anupam Gupta, Sr. Advocate, with
Mr. Ashok Kumar and Mr. Sukhpal Singh, Advocates
for the petitioners.

ALKA SARIN, J (Oral)

Notice of motion.

2. Mr. Amit Jain, Advocate, accepts notice on behalf of the plaintiff-respondent.

3. Learned counsel for the parties are *ad idem* that the present revision petition may be disposed of with a direction that defendant-petitioners will produce both the documents i.e. a copy of the passport of K.L. Gupta as well as partnership deed dated 05.05.1970 in the Court for inspection by the plaintiff-respondent as well as by the Trial Court on the next date of hearing. The plaintiff-respondent will be at liberty to take photographs of the said documents in order to get the signatures compared as permitted by law. Thereafter, the documents shall be returned to the defendant-petitioners on the same day, to be produced as and when required by the Trial Court.

4. Mr. Arun Jain, Senior Counsel for the plaintiff-respondent further states that since the passing of order dated 17.07.2019 his evidence stands closed vide order dated 08.11.2019 and now in view of the fact that documents will be produced by the defendant-petitioners for their inspection, he prays that he be permitted to lead evidence on the same.

5. Mr. Anupam Gupta, Senior Advocate for the defendant-petitioners has no objection to the same.

6. Accordingly, plaintiff-respondent is allowed to lead evidence qua the said two documents only, which are agreed to be produced before the Trial Court for inspection on the next date of hearing before the Trial Court.

7. In view of above, order dated 17.07.2019 (Annexure P-1) is modified to the above-extent. Additionally, the observation of the Trial Court in the order dated 17.07.2019 that an adverse inference shall be drawn against the defendant-petitioners stands deleted. Consequently, order dated 13.09.2019 (Annexure P-2) is set aside.

8. The revision petition stands disposed off in the above-mentioned terms.

February 27, 2020
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(ALKA SARIN)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No