

RAJESH DUSEJA V/S ASHWANI GULATI AND ANOTHER

Present: Applicant-Rajesh Duseja in person.

RA-CR-86-2020

This Court vide order dated 03.02.2020 had decided a Civil Revision bearing No. CR-5835-2019 titled as 'Rajesh Duseja versus Ashwani Gulati and another', whereby, the revision of the revisionist stood dismissed.

The instant review application has come about under the provisions of Order 47 Rule 1 read with Section 151 CPC for reviewing of the above very order. The primary ground raised therein, is that the Court has wrongly held that a suit for recovery was filed on the grounds of dispute over a joint business between the parties which stood resolved in the year 2007 and it is claimed that it was nothing but a simplicitor suit for recovery on account of outstanding amount.

Upon hearing the applicant in person and perusal of the records and the contentions raised, it is the own stand in the review application in para 10 admitting the documents scribed on stamp papers and has sought to agitate the same claiming it to be an

outcome of connivance with the police and an illegal act showing an agreement that the amount of ₹ 8.66 lacs was due to Daleep Kumar along with interest and as has been claimed by the applicant, it was a forged and fabricated creation and his primary grouse is over the authenticity of such evidence and which is subject to decision by the Trial Court, where the matter is pending and wherein, a prayer has been moved for sending the documents to Forensic Science Laboratory (FSL). The controversy in question was not between the applicant, the then plaintiff and the defendants and is with the third party which has no bearing on the outcome of the suit and which was so the decision of the Trial Court and which orders have been upheld by this Court.

The applicant could not convince any merits in the instant review application and the same being devoid of merits, stands dismissed.

05.01.2022*Neha***(FATEH DEEP SINGH)
JUDGE**