

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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Civil Revision Petition No.3499 of 2022 (O&M)
Date of Decision: 30.08.2022

Manjinder Singh

... Petitioner

Versus

Jaspal Singh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Amit Dhawan, Advocate,
for the petitioner.

HARKESH MANUJA, J. (Oral)

The plaintiff is in revision against the order dated 25.07.2022 whereby his application filed under Order 11 Rule 14 CPC, directing respondents to produce the original alleged allotment letter in favour of their predecessors has been rejected.

The petitioner filed a suit for permanent injunction with a prayer for restraining the defendants from interfering in his peaceful and lawful possession over the suit property.

In response, respondents No.2 to 4 filed their written statement stating therein that the suit property was allotted in the name of their father and thereafter they raised construction thereupon. After filing of the written statement by respondents No.2 to 4 and before filing of the replication by the petitioner, an application was moved on behalf of the petitioner for issuance of a direction to respondents so as to produce on record readable Urdu copy of the allotment letter, invoking Order 11 Rule 14 CPC.

Upon notice, respondents No.2 to 4 filed their reply to the application saying that they have attached the translated copy of the Urdu document i.e. the allotment letter as it was available with them.

In view of the fact that respondents No.2 to 4 have already placed on record the translated copy of Urdu document/allotment letter as it was available with them and have stated that the original document will be summoned at the time of leading of their evidence, the learned trial Court has disposed of the application with a direction to summon the original document at the time of evidence.

I see no ground to interfere in the order passed by the learned trial Court as both the parties will be at liberty to summon the original document at the time when they lead their evidence. In case, some discrepancy is found in the translated version produced by respondents No.2 to 4 as compared to the original, the petitioner will be at liberty to take appropriate remedy at the appropriate stage.

Petition is here-by dismissed.

(HARKESH MANUJA)
JUDGE

30.08.2022

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No