

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

121

**CR-6277 of 2019 (O&M)
Date of decision: 02.09.2022**

Saroj Devi Singh

..Petitioner

Versus

Sushila

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. P.R.Yadav, Advocate, for
Mr. Surender Saini, Advocate
for the petitioner.
Mr. P.K.Ganga, Advocate, for respondent no.1.

ANIL KSHETARPAL, J(Oral)

The petitioner herein is a defendant. The challenge is to the correctness of the interlocutory order passed by the trial court refusing to send the agreement to sell for the comparison of the signatures of the petitioner on the alleged agreement to sell and the receipt to the Forensic Science Laboratory.

The learned counsel representing the petitioner contends that the Court below has misread the evidence of her husband to the effect that he has admitted her signatures. He submits that if the opinion of the Forensic Science Laboratory is sought, it would help the Court in adjudicating the dispute.

The petitioner herein is a defendant in a suit for possession by way of specific performance of the agreement to sell with consequential relief of permanent injunction. The defendant has to lead her own evidence. The onus to prove the assertions made in the written statement are on the defendant.

Hence, no ground to interfere is made out

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

September 02, 2022

(ANIL KSHETARPAL)
JUDGE

nt

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*