

CR-783-2022

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2026.PHHC.001727



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(273-1)

CR-783-2022

Date of decision: - 12.01.2026

Sunil Kumar

....Petitioner

Versus

Jagan Singh and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Parminder Singh, Advocate
for the petitioner.

Ms. Maneesha Kumari, Advocate
for Mr. Vaibhav Sharma, Advocate
for the respondents.

VIKAS BAHL, J. (ORAL)

1. Present revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 21.02.2022 (Annexure P-8) whereby application for permission to get the examination of an expert for comparison of thumb impression of defendant No.2 in her affidavit dated 14.12.2019 (Annexure P-2) with her admitted thumb impression was dismissed, notwithstanding that the application for additional evidence vide order dated 24.01.2020 already stands allowed.

2. Learned counsel for the petitioner has submitted that the petitioner is the plaintiff in the suit for specific performance of the agreement dated 17.04.2015 and in the said case, a compromise has been



effected between the parties and the petitioner wishes to examine the handwriting expert to prove the affidavit exhibited by the respondent No.2 in favour of the petitioner/plaintiff. It is further submitted that the application filed by the petitioner for additional evidence has already been allowed.

3. Learned counsel for the respondents has submitted that they have no objection in case the impugned order is set aside and the application filed by the petitioner for examination of the expert is allowed. It is however submitted that respondent No.1 and 2 be permitted to cross-examine the said expert and also be permitted to take all the pleas as are available to them during the course of trial.

4. Keeping in view the above-said facts and circumstances and the fair stand taken by the counsel for the petitioner as well as by the counsel for respondents No.1 and 2, the present revision petition is partly allowed and the impugned order dated 21.02.2022 (Annexure P-8) is set aside and the application filed by the petitioner for examination of handwriting expert is allowed and the petitioner is permitted to examine the handwriting expert.

5. Needless to say that respondents No.1 and 2 would be granted liberty to cross-examine the said handwriting expert and also to raise all pleas which are available to them in law during the course of trial.

January 12, 2026
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No