



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

120

CR-4218-2025

Date of Decision.:14.07.2025

Shambhu Nath Jindal

Petitioner

Vs.

Mehal Singh (through his LRs)

Respondent(s)

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Aayush Goyal, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

Petitioner herein is the plaintiff in civil suit bearing CS-210-2017 titled as "Shambhu Nath Vs. Mehal Singh etc." pending before learned Civil Judge (Junior Division), Nabha. He is aggrieved by the order dated 14.05.2025 (Annexure P-6), whereby his application to delete certain portions of the examination-in-chief tendered by DW-1 by way of his affidavit, was declined.

Learned counsel contends that para Nos.1, 4, 5, 8, 9 and 10 of the examination-in-chief of DW-1 were beyond pleadings. Besides said DW-1 wrongly exhibited documents Ex.D10 to Ex.D15 as the reference of those documents is missing in the pleadings. Still the prayer of the petitioner to delete those paragraphs which were beyond pleadings and de-exhibit documents has been declined. It is also informed by learned counsel that cross-examination of DW-1 is yet to be conducted.

After hearing learned counsel for the petitioner at considerable length, the present petition is hereby disposed of with liberty to



CR-4218-2025

-2-

the petitioner- plaintiff to raise necessary objections at the time of cross-examination of DW-1 in respect to the paragraphs of his affidavit which are beyond pleadings. It will be for the trial Court concerned to take into consideration, at the appropriate stage, as to which evidence is beyond pleadings and to be taken for consideration or not.

With these observations, the present petition stands disposed of.

**(DEEPAK GUPTA)
JUDGE**

July 14, 2025

Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No