

ORDER BELOW EXH. 166
IN R.C.S. NO. 35/2012

The learned Advocate for the defendants filed this application that documents produced by him at Exh. 146/01 to 146/07 may be exhibited as those documents are certified copies.

2.) Read the documents at Exh. 146/1 to 146/7. Also, perused record of this matter.

3.) Heard the learned Advocates for both side.

4.) Before embarking real controversy between the parties, it would be relevant to refer relevant sections of the Bhartiya Saksha Adhinyaman, 2023 in order to resolve controversy between the parties. Section 56 of the Adhinyaman is placed in Chapter V, which deals with production of evidence. It provides that the contents of documents may be proved either by primary or by secondary evidence. Section 57 of the Evidence Act deals with production of primary evidence which deal with original document itself. Section 58 is the defining section dealing with different types of documents which can go in as secondary evidence. Sub-section (1) of thereof provides that certified copies given under the provisions of the Evidence Act, can be received as secondary evidence. Documents at Exh. 146/01 to 146/07 can go in as secondary evidence under sub-section (1) of Section 57 provides that it is certified copy given under the provisions of the Evidence Act. The learned Advocate of Defendant submitted that certified copy at Exh. 146/1 to 146/7 have been issued by a Public Officer. Admittedly those, documents are forming the acts of revenue officers. Therefore, it is concluded that

