

Deepak Kumar vs. Sanjeev Kumar and another.

RSA No. 73 of 2025

20.03.2026 Present: Ms. Ragini Dogra, Advocate, for the appellant.

Mr. Ajay Sharma, Sr. Advocate with Mr. Tarun Brakta, Advocate, for respondent No.1.

Respondent No.2 proceeded against ex-parte vide order dated 26.05.2025

Heard.

Admit on the following substantial questions of law:

1. Whether the judgments and decrees as passed by the Courts below are sustainable in the absence of appreciating the oral as well as documentary evidence placed on record?
2. Whether the relevant provisions as stipulated under Sections 96(2) and 105 of Civil Procedure Code, 1908 have been not been duly appreciated which has vitiated the findings as sentenced by the Courts below?

Record be requisitioned.

List in due course.

**(Romesh Verma)
Judge**

March 20, 2026
(veena)