

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

COCP No.3072 of 2015
Date of Decision: 04.12.2015

Nirmala and others

. . . .Petitioners

Versus

Angoori and others

. . . . Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Rajesh Bhardwaj, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J.

Niranjan, predecessor-in-interest of the respondents, filed a suit for possession by way of preemption against Jai Parkash (predecessor-in-interest of the petitioners), which was decreed by the Additional Civil Judge, Rohtak on 31.1.2002 and the appeal filed by Jai Parkash was dismissed by the Additional District Judge, Rohtak on 5.8.2002. The second appeal was also dismissed for non-prosecution on 12.9.2006. During the pendency of the second appeal, Jai Parkash died on 1.12.2011 and Niranjan died on 6.7.2013 and were substituted by their legal heirs. The appeal was restored on 14.3.2014 and was admitted on the same day in which execution of the decree was stayed.

According to the petitioners, the respondents had tried to interfere in their possession which is shown by way of photographs and a complaint made to SSP, Rohtak.

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I attest to the accuracy and
authenticity of this document
High Court Chandigarh

I have heard learned counsel for the petitioners and after examining the record, am of the considered opinion that no evidence has been brought on record by the petitioners to prove that the respondents had taken possession of the land in question. Hence, the present petition is found to be without any merit and is dismissed.

04.12.2015*Vivek***(RAKESH KUMAR JAIN)
JUDGE**