

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

107

CR-5027-2015 (O&M)

Date of Decision:18.09.2015

HARMAIL SINGH

... Petitioner

Versus

CHAND SINGH & ANR

... Respondents

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Harbhajan Singh, Advocate for
Mr. B.S. Sidhu, Advocate
for the petitioner.

RAJ MOHAN SINGH, J. (Oral)

[1]. Earlier objections of the petitioner under Order 21 Rule 97/98 were dismissed on 21.04.2009. Petitioner was held not to be a bona fide purchaser from Baldev Singh. Apparently, Kehar Singh registered a sale deed in favour of Uttar Singh and Baldev Singh on 03.06.1966. The said land was resold to Kehar Singh by registered sale deed on 12.01.1971. In view of that Kehar Singh again became owner of entire land bearing Khasra No.532 (1-18). Thereafter, Baldev Singh was not the owner of the property in question, but he sold this property in favour of petitioner-objector on 30.11.1995. Petitioner has allegedly purchased the property from a person who was having no title in respect thereof.

[2]. A suit for permanent injunction is also shown to have been filed by father of the petitioner in which respondent filed counter claim. At one point of time, trial Court decreed the suit by

dismissing the counter claim but in appeal counter claim was allowed and ultimately, suit filed by Karnail Singh was dismissed. Now execution of decree of counter claim is sought to be taken out.

[3]. In view of aforesaid, since petitioner has no title to the property in view of sale dated 12.01.1971 in favour of Kehar Singh by his vendor Baldev Singh and another, therefore, no indulgence can be granted in this revision petition. Consequently, this revision petition is dismissed.

September 18, 2015
prince

(RAJ MOHAN SINGH)
JUDGE