

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

RSA No.384 of 1991

Date of Decision:-14.01.2015

Suraj Bhan

.....Appellant

Versus

Kanshi Ram

.....Respondent

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL.

Present:- Mr. S.K. Jain, Advocate
for the appellant.

SATISH KUMAR MITTAL, J.(Oral)

This is defendant's regular second appeal. A suit for recovery of Rs.2900/- filed by the plaintiff (respondent herein) was dismissed by the trial Court. However, the First Appellate Court decreed the suit only for recovery of an amount of Rs.1800/- and that too without any interest, but with proportionate costs. Against the said judgment the plaintiff has not filed any regular second appeal. However, the defendant has filed this present appeal.

After hearing learned counsel for the appellant, I am of the opinion that in view of Section 102 of CPC, the present appeal is not maintainable.

This factual and legal position has not been disputed.

Accordingly, this appeal is dismissed.

**(SATISH KUMAR MITTAL)
JUDGE**

14.01.2015

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