

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA No.3406 of 2011

Date of Decision.28.08.2015

Resham Singh and others

Versus

.....Appellants

Kashmir Kaur and others

.....Respondents

Present: Mr. Raj Kumar Kakkar, Advocate for
for the appellants.

CORAM:HON'BLE MR. JUSTICE K. KANNAN

1. Whether Reporters of local papers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest?

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K. KANNAN J. (ORAL)

1. The only point of law that arises for consideration is whether the plaintiff who filed a suit for declaration on the ground that he had prescribed title by adverse possession could maintain such an action. On reference made to the Division Bench from this Court in *Vijay Bhwar and others Vs. Ajaib Singh (deceased) through legal heirs* in R.S.A. No.2561 of 1985, it has been held that the plaintiff cannot maintain such an action. The point which is raised in the second appeal on the basis of which the plaintiff sought for decree and obtained decree, later reversed in appeal stands fully answered by the Division Bench and there is nothing further to be done now.

2. The second appeal is dismissed.

**(K. KANNAN)
JUDGE**

August 28, 2015
Pankaj*