

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

VARINDER SINGH
2015.03.13 16:00
Attest to the accuracy and integrity
of this document
Punjab & Haryana High Court at
Chandigarh

RSA No. 1931 of 2012 (O&M)

Raj Kumar and another .. Appellants
versus
Laxmi Narain Dhobi Maha Sabha Mandir Society .. Respondent

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Kamal Narula, Advocate, for the appellants.

Rajesh Bindal, J.

The defendants are before this Court impugning the concurrent findings of fact recorded by both the Courts below whereby the suit filed by the plaintiff for permanent injunction was decreed.

The dispute pertains to Management of Laxmi Narain Mandir, Ferozepur Cantt. The appellants claimed that in fact they are the managing committee and taking care of the affairs of the temple, whereas respondent/plaintiff society claimed that it is real managing committee. The litigation is unfortunate.

Any how considering the facts noticed by the learned courts below in the judgments that in proceedings under Section 145 Cr.P.C. finally the learned Sessions Judge found that it was the respondent/plaintiff society which was in possession of the temple and looking into the affairs of the same, in my opinion, no error can be found with the judgments and decrees of the Courts below whereby the suit for injunction filed by the respondent/plaintiff was decreed. This is besides other evidence led by the plaintiff.

For the reasons mentioned above, I do not find any merit in the present appeal. Findings recorded by the learned Courts below are pure and simple findings of fact giving rise to no question of law much less a substantial question of law. Accordingly, the appeal is dismissed.

10.3.2015
vs

(Rajesh Bindal)
Judge