

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

RSA No. 4383 of 2013 (O&M)

Date of decision : 8.10.2015

Puranmal

... Appellant

versus

Bishan Singh and others

... Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Mani Ram Verma, Advocate, for the appellant.

Rajesh Bindal, J.

One of the plaintiff, is before this Court against the judgment and decree of the learned Lower Appellate Court whereby that of the trial Court was reversed and the suit for declaration that the appellant-plaintiff had become owner in possession of the suit land by efflux of time as the predecessor-in-interest of the defendant had failed to get the same redeemed, which was mortgaged by the predecessor-in-interest of the defendant/respondent no.1 to the predecessor-in-interest of the appellant-plaintiff.

It was claimed that the land in question was mortgaged way back in 1918. As the defendant did not get the same redeemed for more than 100 years, the appellant had become the owner in possession thereof. It was also claimed that the suit earlier filed by the defendant seeking redemption of mortgage was dismissed.

After hearing learned counsel for the appellant, I do not find any reason to interfere with the judgment and decree of the learned Lower Appellate Court considering the judgment of Hon'ble the Supreme Court in Singh Ram (deceased) through LRs vs Sheo Ram (deceased) through LRs (2014) 9 SCC 185, wherein the Full Bench judgment of this Court was upheld, and it was opined that there was no limitation for redemption of mortgage.

No substantial question of law arises. The appeal is accordingly
dismissed.

8.10.2015
vs

(Rajesh Bindal)
Judge