

134.

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

Regular Second Appeal No.4659 of 2015

Date of decision: 18.12.2015

Hardeep Singh

... Appellant

versus

Avtar Singh and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Mukesh Kumar Bhatnagar, Advocate,
for the appellant.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ?No.
3. Whether the judgment should be reported in the digest ?No.

K.Kannan, J. (Oral)

1. It is a case of the appellant selling the property to the plaintiff by means of a document dated 24.05.2000 and was creating disturbance to the plaintiff's possession by taking advantage of the fact that the mutation had not been effected in the name of the plaintiff and the defendant was bringing about a partition in his own family without reference to the sale deed. The trial court dismissed the suit filed by the plaintiff on the basis of purchase from the defendant and the appellate court reversed the decision holding that the sale deed had been proved by examining the scribe, the witnesses and himself and the defendant, who had contended that he

had executed the document without knowing what the document contained and that it was written on blank paper had not courage to come to court to deny the document.

2. The decision of the appellate court was perfectly justified and there is simply no merit for consideration in second appeal. Second appeal is dismissed.

(K.KANNAN)
JUDGE

18.12.2015
sanjeev