

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

C.R. No.2437 of 2016

Date of Decision.05.04.2016

Gian Kaur

.....Petitioner

Vs.

Chamkaur Singh and others

.....Respondents

Present: Mr. Surinder Singh Walia, Advocate
for the petitioner.

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 point raised in the revision petition is that the trial Court has not framed an issue on the basis of pleading relating to claim for the purchase by defendant Nos.2 to 6 as bona fide purchasers from the 1st defendant in his capacity as power of attorney. The suit is for a declaration for relief, inter alia, that the power of attorney said to have been executed in favour of the 1st defendant is fraudulent and null and void.

2. Framing of issue is essentially duty of the Court and I dispense with notice to the respondents and having regard to the pleadings of the respective parties, I frame the following additional issue and direct the matter for consideration along with other issues:-

“Whether defendant Nos.2 to 6 are bona fide purchasers for value without notice of any defect of the invalidity of the alleged power of attorney in favour of the 1st defendant as

contended by defendant Nos.2 to 6? OPD”

3. The revision petition is disposed of as above.

(K. KANNAN)
JUDGE

April 05, 2016
Pankaj*