

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

229

CR No. 6115 of 2015

Date of Decision: October 19, 2016

GYANWATI AND ANR.

-PETITIONERS

VS

SANDEEP AND ORS.

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr.Jagdish Manchanda, Advocate
for the petitioners.

Mr.Kulbhushan Sharma, Advocate
for the respondents.

RAJ MOHAN SINGH, J. (ORAL)

Estate of Nand Lal is in dispute, who executed
relinquishment deed in favour of his grandsons. Plaintiffs-
petitioners being daughters of the original owner filed suit for
declaration and permanent injunction.

Nature of suit property would be the primary concern
between the parties. As on date, both the Courts below could
not opine as to the exact nature of suit property whether it is a
self-acquired property or the ancestral property of Nand Lal.

Even as per the jamabandi for the year 1936-37,
nothing concrete could be extracted as to the ownership and
possession over the suit property.

In considered opinion of this Court, the lower
Appellate Court has rightly ordered for giving recital in the sale

deed in respect of pending litigation in the event of subjecting the suit land to any sale. Any alienation made would be governed by provisions in terms of Section 52 of Transfer of Property Act.

In view of aforesaid, no indulgence can be given in this revision petition, however, the trial Court would make every endeavor to decide the suit itself within reasonable time.

Disposed of.

**(RAJ MOHAN SINGH)
JUDGE**

October 19, 2016

jyoti Y.

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*