

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

**Regular Second Appeal No.2692 of 2014 (O&M)
Date of Decision: December 8, 2016.**

Jile Singh

.....APPELLANT (s).

VERSUS

Shakuntala @ Pappan and another

.....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr.Rajesh Lamba, Advocate,
for the appellant.

SURINDER GUPTA, J.(Oral)

Heard.

This is an appeal against the impugned judgment and decree passed by the courts below whereby the suit of the plaintiff seeking relief of permanent injunction to restrain the defendants from interfering in his peaceful possession over the disputed house bearing No.74, Harijan Colony, Punhana was dismissed.

Admittedly, this plot was allotted to Jagdish son of Budh Singh father of defendant No.1. The plaintiff has based his claim on a writing dated 15.12.1996 alleged to have been executed by Jagdish whereby he had wished to give this house/plot to the plaintiff and made a promise to this effect. However, no document of transfer of title of the disputed house was executed in favour of the plaintiff-appellant. Both the courts have recorded the finding that the plaintiff has become owner of the suit property on the basis of this document and no fault or infirmity can be found with the

findings recorded by the courts below.

The basis of the claim of the plaintiff that he is in possession of the disputed house is also document Ex.P1. Besides this document, he has no other documentary evidence like payment of electricity bill, electricity connection, water/sewerage connection, fee/charges levied by Housing Committee etc. to show that he is in possession of the suit property.

From the perusal of the judgment of the court below, I find no legal infirmity in the impugned judgment. This appeal has no merits and is dismissed.

December 8, 2016.
Paritosh Kumar

(SURINDER GUPTA)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>