

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA No.255 of 2010 (O&M)
Date of decision: 08.09.2017

Satya Wati @ Satya

... Appellant

Vs.

Gian Wati Jain and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. V.K. Kaushal, Advocate for
Mr. Naveen Batra, Advocate
for the appellant.

Ms. Kiran Bala Jain, Advocate
for respondents No.3 to 7.

Mr. Sudhir Paruthi, Advocate
for respondent No.8.

RAMESHWAR SINGH MALIK, J. (ORAL)

Learned counsel for respondents No.3 to 7 as well as learned counsel for respondent No.8 place reliance on the judgment dated 06.07.2015 passed by this Court in **RSA No.786 of 2010 (Rajinder Kumar Vs. Smt. Satya Wati @ Satya and others)**, to contend that against the same impugned judgments and decrees between the same parties involving the same suit property, appeal has already been dismissed by this Court in **Rajinder Kumar's** case (supra). They further submit that matter was taken before the Hon'ble Supreme Court against the judgment dated 06.07.2015 passed by this Court and Civil Appeal No.4883 of 2016 (Rajinder Kumar and another Vs.

Satyawati @ Satya and others) was also dismissed by the Hon'ble Supreme Court vide its order dated 29.03.2016, thus, the impugned judgments and decrees have already attained finality between the parties upto the Hon'ble Supreme Court. They seek dismissal of the present appeal being squarely covered by the abovesaid judgments of this Court as well as the Hon'ble Supreme Court against the appellant.

Faced with the above, learned proxy counsel also fairly states that let the present appeal be disposed of, in terms of the judgment dated 06.07.2015 passed by this Court in **Rajinder Kumar's** case (supra), however, since he is not well conversant with the facts of the case, liberty may be granted to the appellant to get the present appeal revived, if necessity arises.

In view of the abovesaid statements made by learned counsel for the parties, present appeal is disposed of, in terms of the judgment dated 06.07.2015 passed by this Court in **Rajinder Kumar's** case (supra), however, with liberty as prayed for.

[**RAMESHWAR SINGH MALIK**]
JUDGE

08.09.2017
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Whether speaking/reasoned Yes/No

Whether reportable Yes/No