

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

RSA-4451-2010(O&M)

Date of Decision:30.10.2017

Kurda Ram

.....Appellant

Vs.

Aad Ram and others

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Mani Ram Verma, Advocate,
for the appellant.

Mr. Sudhanshu Makkar, Advocate,
for the respondents No. 1 to 7.

AMOL RATTAN SINGH, J. (Oral)

Pursuant to the orders of this Court dated 01.07.2016, this appeal was put up for rehearing, this Court having noticed at the time when the judgment was being dictated (after the matter had been reserved earlier), that the parties to the lis were actually co-owners of the suit land, by virtue of having purchased a part of the suit land prior to the institution of the suit and part of it during the pendency of the suit (the dates being 29.11.2005 and 01.02.2007).

Mr.Mani Ram Verma, learned counsel for the appellant, could not deny the fact that parties have infact all become co-owners of the suit land and therefore their proper remedy is to seek possession of their specific shares by way of a partition, by approaching the revenue authorities.

cont.....

Mr. Makkar, ld. counsel for the respondents, also does not deny the aforesaid.

Consequently, this appeal is dismissed, with the parties/their successors-in-interest as the case may be, obviously at liberty to file an appropriate application for possession of their specific shares by way of partition, before the revenue authorities.

October 30, 2017

dharamvir

(Amol Rattan Singh)
Judge

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO