

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

204

RSA No.261 of 2012 (O&M)

Date of Decision : 01.08.2017

Kulwant Singh and others

..... Appellants

Versus

Avtar Singh

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. P.S. Jammu, Advocate
for the appellants.

Mr. Nikunj Dhawan, Advocate
for Mr. Harsh Aggarwal, Advocate
for the respondent.

AJAY TEWARI, J. (Oral)

By this appeal the appellants have challenged the concurrent dismissal of their suit. They had alleged that the respondent had become Sadhu and consequently his property had fallen to the share of their father Gurmail Singh (who was his brother). The respondent in his written statement averred that though he had become the chela of Rattan Singh but he did not abandon the normal family life and also married and had children. It was in these circumstances that both the Courts below held that father of the appellants would not become the owner of the land merely because he had succeeded in getting it mutated in his name.

Learned counsel for the appellants has not been able to show

transferred only by way of mutation.

In the circumstances, no fault can be found with the findings of the Courts below.

Appeal is dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

August 01, 2017
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No