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

**RSA No.3505 of 2012 (O&M)
Date of Decision : 30.08.2017**

Gurmit Singh and another

..... Appellants

Versus

Laiq Singh and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. M.S. Virdi, Advocate
for Mr. R.S. Chauhan, Advocate
for the appellants.

Mr. Satbir Rathore, Advocate
for respondents No.1, 2, 3, 6, 13 and 14.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the concurrent judgments of the Courts below dismissing the suit of the appellants whereby the declaration was sought that jamabandi entries of the year 1965-66 showing the respondents to be mortgagees were wrong and in fact no mortgage had been ever created by the appellants in favour of the respondents.

Both the Courts below noticed that previously also two suits filed by the appellants based on their title over the land in dispute had been dismissed.

Counsel for the appellants has argued that one suit filed by the

respondents had also been dismissed.

In my opinion, the parties seem to have misusing the litigation and it is not the duty of the Courts to keep deciding the same issues again and again. Once it is not disputed that two suits filed by the appellants based on their title over the land in dispute had been dismissed there is hardly any justification to continue with this tradition of litigation.

Appeal is dismissed. No costs.

Since the main case has been decided, the pending Civil Misc. Application, if any, also stands disposed of.

August 30, 2017
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No