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

RSA No.1748 of 2017 (O&M)

Date of Decision : 18.08.2017

Smt. Chander Kalia

..... Appellant

Versus

St. Soldier Properties and Industries Limited and another Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Ms. H.S. Gharuan, Advocate
for the appellant.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the concurrent judgments of the Courts below decreeing the suit for specific performance filed by the respondent No.2 against the respondent No.1.

The appellant had set up a claim that she was a bonafide purchaser. Her claim was rejected by both the Courts since she did not step into the witness box to depose regarding her bonafide purchase without knowledge of the previous cloud on title and offer herself for cross-examination. In her place her brother appeared but the Courts have rightly held that he could not depose about those facts regarding which only the appellant would have the knowledge and consequently disbelieved her version.

Learned counsel has not been able to show me how this finding is illegal.

Consequently, the appeal is dismissed.

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

August 18, 2017
ashish

(AJAY TEWARI)
JUDGE

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