

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

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CM-6824-C-2018 in/and
RSA No.2396 of 1995 (O & M)
Date of Decision:23.05.2018

Ram Parkash and another

...Appellants

Versus

Paras Ram and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Alka Chatrath, Advocate
for the applicants/appellants.

Mr. Manish Dadwal, Advocate
for respondent No.2.

ANIL KSHETARPAL, J.(Oral)

CM No.6824-C of 2018

Application is allowed.

Appeal is restored to its original number. Order dated
25.04.2018 is recalled.

RSA No.2396 of 1995

With the consent of learned counsel for the parties, the appeal
has been taken on Board and finally heard.

Plaintiffs/appellants are in the regular second appeal against the
concurrent findings of fact arrived at by the Courts below.

Plaintiffs filed a suit for declaration challenging the sale deed
dated 03.08.1988 executed by defendant No.1 on the ground that the sale
was more than his share.

Both the Courts below after appreciating the evidence available

dated 07.10.1967 arrived at between the parties, 10 marlas land fallen in the share of defendant No.1 and thereafter the aforesaid plot was sold. It has further been noticed that defendant No.3 has also sold land to defendant No.2. The concurrent judgments of the Courts below are neither perverse nor result of any misreading or non-reading of the evidence.

In view thereof, there is no scope for interference.

Regular second appeal is dismissed.

23.05.2018
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(ANIL KSHETARPAL)
JUDGE

Whether Speaking/Reasoned: Yes/No
Whether Reportable : Yes/No