

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

208

RSA-443-2012 (O&M)
Date of Decision : 4.4.2018

Gurudawara Amar Shaheed Baba Jiwan Singh, Chhauni Nihang Singh
(Bhai Jaita Lok Bhalai Sabha) Bhatinda Road, Muktsar

....Appellant

vs.

District Sainik Board, Faridkot and others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Rajeev Godara, Advocate
for the appellant.

Ms. Damanpreet Kaur, AAG, Punjab.

AJAY TEWARI, J. (Oral)

CM-1161-C-2012

This is an application for making good deficiency of the court
fee.

Deficiency of the court fee stands made good. Application
stands allowed.

CM-1162-C-2012

This is an application for condonation of 13 days delay in filing
the appeal.

For the reasons recorded in the application, the same is allowed
and delay of 13 days in filing the appeal is condoned.

Main Case

This appeal has been filed against the concurrent judgments of

the Courts below dismissing a suit filed by the appellant.

The admitted facts are that the property in dispute was purchased by the Platoon No. 23, Sikh Bodies, Ambala who had set up a religious place of worship for the troops and had nominated the predecessor-in-interest of the appellant as the priest. It is against this backdrop that the suit has to be decided. The present suit was filed claiming that actually by a resolution of the year 1948 the place for worship had been transferred to the predecessor-in-interest of the appellant. Both the Courts below disbelieved this cock and bull story and held that the property could not have been transferred in the manner which was suggested by the appellant. Learned counsel is not in a position to show me how these findings are wrong.

The appeal stands dismissed.

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

(AJAY TEWARI)
JUDGE

4.4.2018
anuradha

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No