

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RSA No.2751 of 2015(O&M)

Date of Decision: 25.04.2018

Rattan Chand & ors.

... Appellants

Versus

Hem Raj since died represented
by his legal heirs & ors.

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Ashwani Gaur, Advocate,
for the appellants.

RAMENDRA JAIN, J.(Oral)

Unsuccessful plaintiffs have filed this regular second appeal against the judgment and decree dated 05.02.2015 of the First Appellate Court affirming the judgment of the trial Court dated 18.03.2014, whereby their suit for recovery of ₹85,000/- towards the value of 30 popular trees and saplings already illegally removed by the respondents from their land, was dismissed.

Learned counsel for the appellants *inter alia* contends that both the Courts below have misread the previous reports in favour of the respondents, but fairly admitted that no valuation report or any proof was produced regarding the value of the alleged 30 trees and saplings of the plaintiffs removed by the respondents.

In view of the above admission, inasmuch as there is no evidence qua value of the trees and saplings for which suit for recovery was filed, no interference is warranted.

Appeal stands dismissed.

25.04.2018

monika

**(RAMENDRA JAIN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No