

RSA- 2777 of 2015(O&M)
Date of Decision: 20.3.2018

Amritsar Improvement Trust, Amritsar

---Appellant

versus

Amandeep Singh

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Karanjit Singh, Advocate
for the appellant**

Rekha Mittal, J.

The present appeal directs challenge against consistent findings recorded by the courts whereby suit for declaration filed by the appellant/plaintiff to the effect that the appellant is owner of land measuring 3 kanal 7 marlas bearing khasra No. 655 forming part of acquired land vide award dated 19.3.1979, situated in the area of Kot Khasa Urban Amritsar was dismissed by the trial court and judgment and decree passed by the trial court were affirmed in appeal by the District Judge, Amritsar.

Perusal of the judgments would reveal that the appellant/plaintiff did not produce any evidence despite numerous opportunities granted for the purpose and eventually evidence of the appellant was closed by order. However, the trial court had taken into consideration the documents placed on record by the appellant to determine issue Nos. 1 and 2, decided against the appellant and in favour of respondent/defendant.

Counsel for the appellant has failed to advance any arguments much less meaningful to assail order passed by the trial court closing evidence of the appellant/plaintiff or to say that judgments passed by the courts suffer from perversity much less give rise to a question of law that needs adjudication after hearing the contesting party. In this view of the matter, I do not find any reason to intervene in the concurrent findings recorded by the courts.

For the foregoing reasons, the appeal fails and is accordingly dismissed. As the appeal has been decided on merits, applications for condonation of delay in filing and refiling of appeal are of academic relevance only.

(Rekha Mittal)
Judge

20.3.2018

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No