

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

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**CM-4673-C-2017 in/and
RSA-1965-2017 (O&M)
Date of Decision : 07.09.2018**

Ram Piari @ Gurpiari and another Appellants

Versus

Narain Singh and others Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. R.K. Girdhar, Advocate
for the applicants-appellants.

AJAY TEWARI, J. (Oral)

CM-4673-C-2017

For the reasons recorded, the application is allowed. Delay of 89 days in filing the appeal is condoned.

RSA-1965-2017 (O&M)

This appeal has been filed against the concurrent judgments of the courts below dismissing a suit filed by the appellants.

The appellants had challenged the order of partition passed by the Assistant Collector Ist Grade after a period of 5 years by way of instant suit. Both the courts below held that the order of partition could not be challenged as the same was barred by Section 158 of XVII of the Punjab Land Revenue Act, 1988.

Counsel for the appellants has not been show me how the finding given by the courts below is incorrect.

Appeal is dismissed. No costs.

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

September 07, 2018
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(AJAY TEWARI)
JUDGE

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