

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

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**RSA-2325-2017 (O&M)
Date of Decision : 12.09.2018**

Meal Kaur (deceased) through LRs and others Appellants

Versus

Yash Pal Hans and another Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. L.S. Sidhu, Advocate
for the appellants.

AJAY TEWARI, J. (ORAL)

This appeal has been filed against the concurrent judgments of the courts below dismissing a suit for declaration and permanent injunction filed by the appellants wherein they had claimed that they were owners in possession of the land in dispute and sought an injunction against the respondents from interfering in their possession.

The appellants had claimed to have purchased the land in dispute from the General Power of Attorney of Shanti Devi (mother of the respondents). The case of the respondents on the other hand was that their mother had never appointed any General Power of Attorney. Both the courts below held that neither the appellants proved the General Power of Attorney nor the General Power of Attorney was placed on record. Both the courts below having dismissed the suit the appellants are before this court.

Counsel for the appellants has not been able to persuade me that the findings recorded by the courts below are either based on no

evidence or based on such a perverse misreading of evidence so as to justify interference of this Court in second appeal.

Appeal is dismissed. No costs.

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

September 12, 2018
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No