

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

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**RSA No.2464 of 2018 (O&M)
Date of decision: 24.09.2018**

Surinder Singh

..... Appellant

Versus

Kehar Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Vinod Khunger, Advocate for the appellant.

ANIL KSHETARPAL, J. (ORAL)

Plaintiff-appellant is in the regular second appeal against the concurrent finding of fact arrived at by the Courts below.

Plaintiff claims that he is a bona fide purchaser of the property through three registered sale deeds executed by Beero, Mallo, Jeeto executed and registered through Kehar Singh, their Power of Attorney. Both the Courts have found that the sale deeds in favour of the plaintiff are hit by the rule of lis pendence as Piara Singh son of Hakam Singh had filed a suit on 22.04.1999 claiming exclusive ownership of the property on the basis of a Will which was decreed on 16.10.2003. In these circumstances, the person who is a purchaser during the pendency of the suit is governed by the rule of lis pendence and cannot claim that he is a bona fide purchaser.

In view thereof, there is no scope for interference with the concurrent finding of fact arrived at by the Courts below.

Appeal is dismissed.

24.09.2018

Dinesh Bansal

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No