

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

RSA-4134-2017 (O&M)
Date of Decision : 01.10.2018

Manjit Kaur Appellant
Versus
Gurdev Singh and another Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. I.S. Brar, Advocate for the appellant.

AJAY TEWARI, J. (ORAL)

This appeal has been filed against the concurrent judgments of the courts below decreeing a suit filed by the respondent No.1.

The case of the respondent No.1 was that the appellant and he were originally co-sharers. Partition had taken place but the appellant had encroached upon 1 kanal and 16 marlas of land. Local Commissioner was appointed who corroborated this assertion. The appellant appeared to give testimony but never turned up for cross-examination. In the circumstances, the courts below decreed the suit.

Counsel for the appellant has not been able to show how a contrary finding could be given once no evidence was led by the appellant.

Resultantly, the appeal is dismissed. No costs.

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

October 01, 2018
ashish

(AJAY TEWARI)
JUDGE

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