

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

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**RSA-5538-2017 (O&M)
Date of Decision : 25.7.2018**

Kulwant Singh

..... Appellant

Versus

Gram Panchayat Kalanaur Block Kalanaur

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Ms. Ravinder Kaur Manaise, Advocate
 for the appellant.

AJAY TEWARI, J. (Oral)

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

The appellant had sued the respondent-Gram Panchayat and sought an injunction that the open area marked as 'ABCD' outside his house is ancestral property and he had installed submersible pump over there. The case of the respondent-Gram Panchayat on the other hand was that the area where submersible pump is installed is not owned by the appellant but it is a part of public property. Both the Courts below held that the appellant had not been able to prove that the area where he had installed submersible pump was part of his ancestral property. Since despite stating that the property had been allotted him in writing but he has not placed on record any writing.

Counsel has not been able to explain me how plaintiff-appellant is able to prove the ownership of that piece of land. Resultantly, the appeal stands dismissed.

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

25.7.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No