

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

RSA No.5669 of 2017 (O&M)
Date of decision : 29.08.2018

Sewa Ram (deceased) through his LRs ...Appellants

Versus

Shanti Devi and another ...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sachin Mittal, Advocate for the appellants.

ANIL KSHETARPAL, J. (ORAL)

The defendant-appellant through his legal heirs is in the Regular Second Appeal against the concurrent findings of fact arrived at by both the Courts below.

The defendant-appellant is claiming the property on the basis of Will dated 01.01.1985.

Both the Courts below have found that no attesting witnesses have been examined.

Learned counsel for the appellant(s), although made a sincere attempt to persuade this Court, however, he could not dispute this fact that the Will has not been proved either in accordance with Section 68 or Section 69 of the Indian Evidence Act. Hence, no ground to interfere.

Regular Second Appeal is dismissed.

29.08.2018

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No