

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

RSA No.6126 of 2017 (O&M)

Date of decision : 19.02.2018

Daljeet Singh Sandhu

...Appellant

Versus

Harnek Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

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

ANIL KSHETARPAL, J. (ORAL)

CM No.16006-C of 2017

Application is allowed. Exemption as prayed for, is granted.

Main case

The plaintiff-appellant is in the Regular Second Appeal against the concurrent findings of fact arrived at by both the Courts below.

The plaintiff had filed a suit for declaration and permanent injunction challenging the sale deeds dated 29.09.2004 and 04.10.2004 executed by defendant No.1 as attorney of the plaintiff in favour of defendant Nos.2 and 3. The plaintiff also challenged the sale deed dated 16.02.2009 executed by defendant No.3 in favour of defendant No.18. Appointment of defendant No.1 as an attorney is not being disputed. The General Power of Attorney was cancelled on 17.01.2005. The sale deeds had already been executed. Plaintiff has not appeared in evidence to support

his case.

Both the Courts below on appreciation of the evidence, dismissed the suit filed by the plaintiff. The finding of fact arrived at is on proper appreciation of the evidence which is not shown to be either perverse or on account of mis-reading of evidence.

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

Regular Second Appeal is dismissed.

19.02.2018

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No