

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

112

RSA-6442-2017 (O&M)

Date of Decision : 27.07.2018

Kulwant Singh

..... Appellant

Versus

Kuldeep Singh and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Sandeep Arora, Advocate
for the appellant(s).

AJAY TEWARI, J. (Oral)

CM No.16649-C of 2017

For reasons mentioned in the application, delay of 40 days in
refiling the appeal is condoned.

CM stands disposed of.

RSA No.6442 of 2017

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

The suit was dismissed by both the Courts below primarily
because the respondents had admitted ownership and possession of the
land of the appellant of the land mentioned in the plaint. They further
stated that they were in occupation of their adjoining land and had no
intention or desire to encroach upon the land owned and possessed by the
appellant.

The only argument raised by the learned counsel for the
appellant is that in view of the statement of the respondent, the suit
should have been decreed. I find no reason to do so as once the

respondents have admitted ownership and possession of the appellant of the land in dispute and have stated that they have no desire or inclination to interfere with the possession of the appellant over that land. There was no useful purpose in decreeing the suit.

Dismissed.

July 27, 2018
A.Kaundal

(AJAY TEWARI)
JUDGE

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