

SURAJ BHAN AND OTHERS VS JAGDISH SINGH

Present: Ms. Alka Sarin, Advocate,
for the review applicants-appellants.

Application seeking review has been filed on the ground that the instrument of partition prepared by the authorities in exercise of powers under the Punjab Land Revenue Act had not been acted upon and therefore there was no severance of status between the co-sharers.

Counsel wishes to rely upon 2 additional documents which were not part of the file.

On careful examination of the judgment, it is apparent that this was one of the contention raised by counsel for the appellant while arguing the appeal and this contention was elaborately dealt with by this court. This court while dealing with the contention had noted that on a combined reading of Sections 121 and 122 of the Punjab Land Revenue Act, it is apparent that the status of the parties as co-sharers/co-owners comes to an end from the date which is specifically mentioned in the instrument of partition. In the instrument of partition, it was specifically referred that it would come into effect with effect from crop/Rabbi 1979.

In these circumstances, even if the documents which are sought to be produced in support of the review application are taken on consideration, there is no good ground to interfere.

Dismissed.

July 18,2018
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(ANIL KSHETARPAL)
JUDGE