

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

**RFA No.3561 of 2002 (O&M)
Date of Decision:09.01.2019**

Balkar Singh and another

....Appellant(s)

Versus

The State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. C.M. Munjal, Advocate,
Mr. B.R. Rana, Advocate for
Mr. R.S. Sihota, Advocate and
Mr. Sandeep Punchhi, Advocate
for the appellants/landowners.

Ms. Simran Grewal, AAG, Punjab.

G.S. SANDHAWALIA, J. (ORAL)

CM-8020 & 8024-CI-2002

Applications for exemption from filing the certified copy of Annexure A/1 and for placing on record death certificate, are allowed subject to just exceptions.

CMs stand disposed of.

CM-8021 & 8022-CI-2002

Applications for condonation of delay of 2 years, 10 months and 16 days in refilling and 47 days in filing the appeal have been filed. Keeping in view the averments made in the applications, duly supported by the affidavits, same are allowed and delay in refilling and filing of the appeal is condoned.

CMs stand disposed of.

CM-8023-CI-2002

Application has been filed for bringing on record the legal heirs of deceased original appellant Kartar Singh. It is stated that the said appellant had expired on 18.05.1998, leaving behind his legal heirs as mentioned in para No.3 of the application, who are stated to be the only legal heirs of deceased appellant. It is further stated that there are no other legal heirs of the deceased appellant except ones mentioned in para No.3 of the application.

Accordingly, in view of the averments made in the application, duly supported by affidavit of Balkar Singh son of deceased-appellant, same is allowed subject to just all exceptions. Legal heirs as mentioned in the application are brought on record and permitted to pursue the present litigation only. It is made clear that the present order will not be liable to be taken into consideration in any other set of proceedings.

CM stands disposed of.

RFA No.3561 of 2002

The appeal is allowed.

For reasons, see detailed order of even date passed in RFA No.1272 of 1998 titled as **Satwinder Singh Vs. State of Punjab and another.**

09.01.2019
pvd

(G.S. SANDHAWALIA)
JUDGE

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