

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CR-4196-2019

Date of decision: 10.07.2019

Dharam Pal

...Petitioner

V/s.

Nigahu Ram and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. Divyadeep Walia, Advocate for the petitioner.

RITU BAHRI, J. (Oral).

The petitioner is seeking setting aside impugned order dated 15.06.2019 (Annexure P-4) passed by the Court of Ld. Additional District Judge, Panchkula dismissing the Civil Appeal instituted against the impugned order dated 10.06.2019 (Annexure P-3) passed by the Court of Ld. Additional Civil Judge (Senior Division) cum SDJM, Kalka whereby application under Order 39 Rules 1 and 2 in the present case has been declined on the ground that the sale deed in question is of the year 2001 whereby father of the petitioner Sant Ram has sold the land to defendant No. 1 and mutation was sanctioned in favour of defendant No. 1 in the year 2002. After the death of Sant Ram in the year 2007, mutation of this land was never entered in favour of the petitioner and he was aware of this fact and he could have taken appropriate steps to get the mutation sanctioned in his favour.

Without commenting on the merits of this case, both the impugned orders do not require any interference as the question of limitation to challenge the sale deed executed by father when the petitioner was 34 years of age, will be decided at the final stage.

Dismissed.

10.07.2019
Divyanshi

(RITU BAHRI)
JUDGE

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