

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

**R.S.A. No. 4936 of 2013 and
XOBS-4-C-2016**

DATE OF DECISION :- May 07, 2019

Jeewan Kumar and others

...Appellants

Versus

Satpal

...Respondent

CORAM: HON'BLE MR. JUSTICE H.S. MADAN

Present:- None for the appellants.

Mr. Amit Bhanot, Advocate for the respondent.

There is no representation on behalf of the appellants. Similar was the position on the last two dates of hearing. It seems that appellants are not interested in further prosecution of the appeal, therefore, the same stands dismissed for non-prosecution.

As far as the cross objections filed by the plaintiff for grant of relief of specific performance are concerned, such relief cannot be granted to the plaintiff, for the reason that both the Courts below had reached the conclusion that plaintiff was not entitled to such relief; the trial Court observing that the relief of possession of suit property will cause a great hardship to the defendant whereas the Additional District Judge, Rupnagar in appeal agreed with the trial Court on that point.

I do not find any reason to differ with the Courts below on that point, therefore, the cross objections are dismissed.

(H.S. MADAAN)
JUDGE

May 07 , 2019
p.singh

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No