

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

122

RSA-3233-2017(O & M)
Date of Decision:13.03.2019

Kanta Devi

....appellant

Versus

Mohinder Singh and others

.....respondents

CORAM: HON'BLE MR.JUSTICE AMIT RAWAL

Present: Mr.Avtar Singh Bhatti, Advocate for the appellant

AMIT RAWAL, J. (ORAL):

The short point involved in this case is whether the plaintiff would succeed in a suit for declaration for joint ownership in tubewell motor connection bearing No.BHP 5-342 G/3 in the absence of any “No Objection” from the other co-owners or the successor-in-interest of the common ancestor Hari Singh, the answer would be no, for, during the life time Barita Singh- father of the plaintiffs had given a no objection for transferring of the connection in favour of the defendant. The Rules and Regulations of the Electricity Board also permits the licensee to transfer the connection on receipt of the no objection. The said act of Barita Singh after his death cannot be assailed by the said legal representatives.

The findings of fact and law, thus, cannot be said to be suffering from illegality or perversity. No ground for interference is made out.

Resultantly, the appeal is dismissed.

March 13, 2019

neenu

Whether speaking/reasoned

Whether reportable-

(AMIT RAWAL)
JUDGE

Yes/No.

Yes/No

