

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

RSA No.4213 of 2018 (O&M)

Date of decision: 17.01.2019

Dalbir

..... Appellant

Versus

Kanwal Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Sanjiv Kumar Aggarwal, Advocate
for the appellant.

ANIL KSHETARPAL, J. (ORAL)

CM-11191-C-2018

Application is allowed and the delay in filing the appeal is
condoned.

Main Case

Defendant-appellant is in the regular second appeal against the
concurrent finding of fact arrived at by the Courts below decreeing the suit
for possession by way of partition.

It has been established on the file that all the brothers including
the plaintiff purchased the property in question through two registered sale
deeds dated 20.12.1998 and 22.02.1989. Both the Courts have only granted
relief of partition by passing a preliminary decree to that effect and other
reliefs have not been granted.

Although, learned counsel for the appellant made a sincere
attempt to persuade this Court to take a different view, however, in absence

of any perversity or patent error in the judgments of the Courts below, this Court does not find any good ground to interfere.

The pending miscellaneous application, if any, shall stand disposed of accordingly.

Appeal is dismissed.

17.01.2019
Dinesh Bansal

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No