

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA No.5662 of 2017 (O&M)
Date of Decision: January 29, 2019

Naresh Kumar & another

...Appellants

Versus

Narender Sharma

...Respondent

CORAM: HON'BLE MR.JUSTICE AMIT RAWAL

Present: Mr. R. Kartikeya, Advocate,
for the appellants.

AMIT RAWAL, J.

CM Nos.14956-C & 14957-C of 2017

For the reasons mentioned in the applications, which are supported by affidavits, delay of 71 days in re-filing and 2 days in filing the appeal is condoned.

Applications stand disposed of.

RSA No.5662 of 2017

The present Regular Second Appeal at the instance of the appellant-plaintiffs has been directed against the concurrent findings, whereby the suit for declaration and permanent injunction by challenging the sale deeds dated 27.08.1997, 05.05.2000 and judgment and decree dated 07.08.1998 has been dismissed.

Mr. R. Kartikeya, learned counsel for the appellant- plaintiffs submitted that the other injunction suit filed by Narender Sharma against Raj Kumar & another was decreed by the trial Court and the appeal

Regular Second Appeal No.5662 of 2017 (O&M) { 2 }

preferred by the defendants had been dismissed by the Coordinate Bench of this Court vide order dated 21.11.2017 in Regular Second Appeal No.3207 of 2013. Once the sale deed, in my view, has been held to be valid in the aforementioned suit, plaintiffs cannot be permitted to assail the same.

For the reasons mentioned above, no ground for interference is made out, much less involvement of any substantial question of law. Resultantly, the appeal is dismissed.

January 29, 2019
ramesh

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No