

125 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA No. 514 of 2020 (O&M)
Date of Decision: 06.02.2020

Ranjit Singh and others Appellants
Versus
Kulwant Kaur ... Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Tribhawan Singla, Advocate
for the appellants.

ANIL KSHETARPAL, J. (ORAL)

The defendant-appellants are in regular second appeal against the concurrent finding of fact arrived at by the Courts below while decreeing the suit for redemption of usufructuary mortgage.

A larger bench of the Hon'ble Supreme Court of India in the case of *Singh Ram (D) through L.Rs. Versus Sheo Ram and others, 2014(9) SCC 185*, decided issue with regard to reckoning date from which the limitation for redemption would begin to run. It has been held that in the absence of any specific period prescribed for redemption of the usufructuary mortgage, the limitation for redemption would not begin to run from the date of the mortgage.

In view thereof, there is no ground to interfere.

Dismissed.

All the pending miscellaneous applications, if any, are disposed of, in view of the abovesaid judgment.

(ANIL KSHETARPAL)
JUDGE

06.02.2020
Maninder

Whether speaking/reasoned : Yes
Whether reportable : No