

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

RSA-1465-2021 (O&M)

Date of decision: 07.12.2021

Parvinder Kaur through special power of attorney

....Appellant

Versus

Harcharan Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Hitesh Ghai, Advocate for the appellant

ANIL KSHETARPAL, J (Oral)

The appellant is a plaintiff in a suit for grant of decree of permanent injunction restraining the defendants from interfering in her possession over plot measuring 200 square yards. The plaintiff claims that she is owner in possession of plot no.5 comprised in Khasra no. 15//7 situated within the revenue estate of Village Partap Singh Wala, Tehsil and District Ludhiana. It is her case that she purchased the property from Sh. Davinder Singh vide sale deed dated 14.07.2016. Both the courts, on appreciation of evidence, have found out that the plaintiff has failed to prove the said power of attorney. The sale deed is alleged to have been executed by Sh.Manish Kataria on behalf of Sh. Davinder Singh. Neither Sh. Davinder Singh nor Sh. Manish Kataria has been examined. The alleged power of attorney executed by Sh. Davinder Singh, in favour of Sh. Manish Kataria, has also not been proved. It has further been noticed by the courts below that the plaintiff, subsequently, changed her stand and claimed that the plot was gifted to her by her maternal uncle Natha Singh.

Although, the learned counsel representing the appellant

made sincere attempts, however, failed to draw the attention of the Court to any substantive error in the judgments passed by the courts below.

Keeping in view the aforesaid facts, no ground to interfere is made out.

Hence, dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

07.12.2021

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE