

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

CM-4126-C-2021

CM-4127-C-2021

CM-4128-C-2021

CM-4129-C-2021

in/and

RSA-5323-2017

Date of decision: 17.11.2021

Dharam Singh

....Appellant

Versus

Mahal Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Gagandeep Singh Sirphikhi, Advocate for the appellant

Mr. G.S.Goraya, Advocate for the respondents

ANIL KSHETARPAL, J (Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

CM-4126-C-2021

Allowed as prayed for. Annexures A/1 to A/10 are taken on record.

CM-4127-C-2021

This is an application under Order 22 Rule 10 CPC for substitution of the applicants in place of deceased Dharam Singh. It has further been prayed that legal heirs of transferee Malook Singh and Satnam Singh be allowed to be brought on record. The applicants claim that Dharam Singh during his lifetime had executed a transfer deed in favour of his three sons namely Tarsem Singh, Malook Singh and Satnam Singh. Malook Singh is stated to have died. Learned counsel

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representing the respondent has no objection thereto.

Hence, the application is allowed.

CM-4128-C-2021 and CM-4129-C-2021 and main case

In CM-4128-C-2021, the applicants pray for advancing the date of hearing whereas in CM-4129-C-2021, the substituted appellants pray for permission to withdraw the appeal.

Learned counsel representing the respondent has no objection thereto.

In view thereof, the hearing of the appeal is preponed. Main appeal is taken on Board for final disposal and in view of the prayer made in CM-4129-C-2021, the Regular Second Appeal is dismissed as withdrawn.

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

17.11.2021
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No