

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 1364 of 2022

Date of Decision: 20.04.2022

Mukhtiar Singh and Another

... Petitioner(s)

Versus

Devi Singh and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Parminder Singh, Advocate
for the petitioner(s).

Anil Kshetarpal, J.

1. The petitioners' application under Order VII Rule 11 CPC to reject the plaint of a suit for specific performance of the agreement to sell has been dismissed by the trial Court. The petitioners claim that the suit is barred by time. The trial Court, on appreciation of facts, has held that such issue of limitation is a mixed question of fact and law, therefore, it will not be appropriate to reject the plaint only on that ground unless the parties are permitted to lead evidence.

2. In view of the above, no ground is made out to interfere. Hence, the present revision petition is dismissed.

(Anil Kshetarpal)
Judge

April 20, 2022
“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No