

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

117

CR-9582-2018(O&M)
Date of decision: 23.11.2022

GURBINDER SINGH

..Petitioner

Versus

MAKHAN SINGH AND ANR.

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sunil Garg, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

The petitioner herein, is a defendant in a suit for possession by way of specific performance of the agreement to sell with respect to 26 kanals and 10 marlas filed by Sh. Makhan Singh. In fact, two suits for specific performance of the agreement to sell are simultaneously pending. One is with respect to the 19 kanals and 1 marla, whereas, the present case was filed for 26 kanals and 10 marlas. Both the cases were fixed for evidence. The plaintiff prepared two affidavits for both the suits for tendering in evidence. Unfortunately, the affidavit prepared for the suit involving 19 kanals and 1 marla was filed in the suit relating to 26 kanals and 10 marlas.

The Court has permitted the plaintiff to file a fresh affidavit.

Hence, no ground to interfere is made out.

Dismissed.

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

November 23rd, 2022

(ANIL KSHETARPAL)
JUDGE

Ay

Whether speaking/reasoned

: *Yes/No*

Whether reportable

: *Yes/No*