

2023:PHHC:161874
**143 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

RSA-3849-2023 (O&M)
Date of decision: 14.12.2023

Gurwant Singh

....Appellant

Versus

Amandeep Kaur and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Ms.R.K.Grewal, Advocate for the appellant

ANIL KSHETARPAL, J (Oral)

1. In this Regular Second Appeal, the correctness of the concurrent findings of fact arrived at by the courts below is assailed by the plaintiff. This case depicts a very sorry state of affairs. The appellant before this Court is father-in-law of respondent no1. He executed two sale deeds in favour of his two daughters-in-law of his two sons on 09.11.2009. Subsequently, a marital discord arose between respondent no.1 and her husband. In a petition filed under Section 13-B of the Hindu Marriage Act, 1955, the parties agreed that they will never file any litigation against each other for settling peacefully. The petition filed by respondent no.1 under Section 12 of the Protection of Women from Domestic Violence Act, 2005, was also withdrawn. Respondent no.1 also did not prosecute FIR No.270, dated 20.07.2010.

2. Thus, the courts have found that the sale deed was executed for a valid consideration.

3. Heard the learned counsel representing the appellant. Learned counsel representing the appellant submits that respondent no.1 has failed to prove the payment of the sale consideration.

4. Keeping in view the relationship of the parties and subsequent litigation, this Court does not find it appropriate to set aside the sale deed on the basis of non-payment of the sale consideration.

5. Hence, dismissed accordingly.

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

14.12.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE