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RSA-3745-1999

NAGAR PANCHAYAT MOONAK V/S KIRPAL SINGH

Present:- Mr. Anurag Chopra, Advocate alongwith
Mr. Chander Parkash EO,
Mr. Rakesh Kumar, J.E. &
Mr. Sarabjit Singh, Clerk
for the appellant.

Mr. Amit Gupta, Advocate along with
respondent-Kirpal Singh in person.

Vide judgment dated 05.05.1999, when allowing an appeal filed by
Kirpal Singh-respondent, the District Judge, Sangrur observed as under:-

“In view of above discussion I hold that the plaintiff is not
owner of the property but his possession is proved, therefore, he cannot
be dispossessed except in due course of law. I, therefore accept the
appeal and set aside the judgment and decree of the court below and
decree the suit of the plaintiff for permanent injunction restraining the
defendant from disturbing the possession of the plaintiff except in due
course of law with no order as to costs. Decree sheet be prepared and the
file be consigned to the record room.”

It was specifically observed that respondent-Kirpal Singh is not owner
of the property but he is a possession of the same. It was specifically observed that
he be not dispossessed except in due course of law. When this matter came up for
hearing before the Lok Adalat, Sh. Chander Parkash EO, Nagar Panchayat,
Moonak appeared and stated that Nagar Panchayat, Moonak will take action as per
the decree passed by the District Court, Sangrur, within two months.

In view of above statement, this appeal has become infructuous.

Disposed of as such.

(JASBIR SINGH)
PRESIDENT

(DR. H.C. MODI)
MEMBER

12.09.2023
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