

2023:PHHC:119918

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

RSA-4972-2018 (O&M)
Date of decision: 12.09.2023

Dana Ram

..Appellant

Versus

Swaran Singh and others

.Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Parvez Chugh, Advocate for the appellant

ANIL KSHETARPAL, J (Oral)

1. The correctness of the concurrent findings of fact arrived at by the courts below is assailed by the defendant in this Regular Second Appeal. The plaintiff's suit for possession of 8 kanals land on the basis of ownership has been decreed. It has been found that defendant forcibly entered possession of the land. A separate suit filed by defendant was dismissed on 04.01.2011. In the judgment of the First Appellate Court, it was noticed that the defendant's first appeal is pending. Learned counsel representing the appellant has informed the Court that the said appeal has also been dismissed.

2. The plaintiff, in order to prove his case, has produced the certified copy of the sale deed Ex.P-2. The plaintiff is recorded as owner. The appellant (defendant) claims that he is in possession for the last 30-35 years, however, he failed to prove the same. Hence, no ground to interfere is made out.

3. Dismissed.

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

12.09.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE