

2024:PHHC:102996



S. No.203

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

RSA No.2900 of 2000 (O&M)

Date of Decision:09.08.2024

Nasib Singh and others

.....Appellants

Vs.

The State of Haryana and anotherRespondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Bhag Singh, Advocate for the appellants.

Mr. R.K.S. Brar, Addl. AG, Haryana.

DEEPAK GUPTA, J. (Oral)

Civil Suit No.105 of 89/98, was decreed by the trial Court of learned Civil Judge (Junior Division), Ambala City vide judgment dated 01.03.1999. The relief granted by the trial Court is as under:-

"Keeping in view the facts and circumstances of the case and discussion made above, the suit of the plaintiffs is decreed with costs and defendants are restrained from dispossessing the plaintiffs from the suit land unauthorisedly, forcibly and illegally and also restrained from effecting illegal recovery of Rs.10,674/- by any means. Decree sheet be prepared accordingly. File consigned to the record room."

Surprisingly, it is the plaintiffs- appellants, who approached the Appellate Court and the said appeal was dismissed by learned Additional District Judge, Ambala on 28.10.1999.

The appellants have approached this Court.

Learned counsel for the appellants submits that he shall be satisfied in case this Court orders that the appellants shall not be dispossessed except in due course of law.

Learned State Counsel has no objection to grant relief to that extent.



In view of the above, the present appeal is hereby disposed of with partial modification in the impugned judgment to the extent that the appellants- plaintiffs will not be dispossessed by defendants- respondents except in due course of law.

August 09, 2024
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No