

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

(205)

RSA-2574-2016 (O&M)

Date of Decision : February 20, 2024

Karnail Singh**.. Appellant****Versus****State of Punjab and others****.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Vipin Mahajan, Advocate, for the appellant.

Mr. Rohit Ahuja, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present regular second appeal, the grievance being raised by the appellant is that his claim as raised in the civil suit has been wrongly rejected by the trial Court vide order dated 24.12.2013 as well as by the lower Appellate Court vide order dated 30.11.2015 and the appellant is entitled for the grant of relief as claimed in the suit.

2. On being asked to point out any perversity in the findings of the Courts below qua the issues raised, learned counsel for the appellant has not been able to point out as to how, the judgment of the Courts below is perverse to either evidence or facts on record.

3. It may be noticed that in the regular second appeal, only the perversity can be adjudicated and not the re-appreciation of the evidence so as to arrive at a different conclusion than the one arrived at by the Courts below.

4. In the present case, the concurrent finding has been recorded by the Courts below, which has not been shown to be perverse in any manner hence, in the absence of any perversity, no ground is made out for any interference by this Court in the present regular second appeal.

5. Dismissed.

6. Any civil miscellaneous application pending if any, also stands disposed of.

February 20, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No