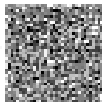


IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

2024.PHHC:078674



RSA-4210-2016 (O&M)
Date of decision: 31.05.2024

SHIV DUTT JANGRA (DECEASED) THROUGH LRS ..Appellant

Versus

PURUSHOTTAM DASS AND OTHERS ..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Karanbir Singh Kahlon, Advocate
for the appellant.

Mr. Sumit Sangwan, Advocate
for respondents.

ANIL KSHETARPAL, J(Oral)

1. In this regular second appeal, the plaintiff assails the correctness of the concurrent findings of fact arrived at by the Courts below while dismissing his suit for grant of decree of permanent injunction restraining the defendants from interfering in his possession.
2. The learned counsel representing the respondent submits that in the year 2012, a separate civil suit for possession filed by the respondents against the appellants is pending. He submits that respondents will not dispossess the plaintiff except in due course of law.
3. The learned counsel representing the appellant has no objection if the appeal is disposed of accordingly.
4. Keeping in view the consensus arrived at between the parties, the appeal is disposed of with the observations that the plaintiff shall not be dispossessed except in due course of law, however, the respondents shall be entitled to continue with their suit for possession.

With these observations, the appeal is disposed of.

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

May 31st, 2024

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(ANIL KSHETARPAL)
JUDGE

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