



121 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ESA-37-2023 (O&M)

Date of decision : 10.03.2025

Jai Kishan @ Jai Krishan and others

...Appellants

Vs.

Mahan Singh (deceased) through
his legal representatives

...Respondent

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Gaurav Datta, Advocate
Ms.Srishti S. Sharma, Advocate
for the appellants.

ANIL KSHETARPAL, J. (Oral)

1. Struggle of the decree-holder continues despite a passage of 22 years. The appellants are purchasers of the property vide sale deed dated 22.05.2006, whereas, the decree for possession by way of specific performance of the agreement to sell in favour of Sh. Mahan Singh was passed on 20.03.2003. Hence, both the Courts below dismissed the appellants' objection petition.

2. Moreover, the appellants have purchased the property from wife and son of judgment debtor. Sh. Amar Singh and Sh. Roshan Lal executed an agreement to sell in favour of Sh. Mahan Singh on 03.01.1991. The suit for possession by way of specific performance was filed by Sh. Mahan Singh on 18.07.1991, whereas, wife and son of judgment debtor-Sh. Roshan Lal obtained a conclusive decree against Sh. Roshan Lal on 11.09.1991.

3. Keeping in view the aforesaid facts, no ground to interfere is made

out.

4. The appeal is dismissed.
5. All the pending miscellaneous applications, if any, are also disposed of.

10.03.2025
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes
Yes

No
No

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integrity of this document