

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

107

2025.PHHC:066650



ESA-3-2017(O&M)
Date of decision: 19.05.2025

JUBER & ORS

..Appellants

Versus

RISAL & ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Amit Jain, Advocate for the appellants.

Mr. Akshay Jindal, Advocate for respondent No.2 and 3.

ANIL KSHETARPAL, J(Oral)

1. In this execution second appeal, the objector assails the correctness of concurrent orders passed by the Executing Court, which in appeal has been affirmed by the Appellate Court while dismissing their objection petition. The appellants case is based upon a General Power of Attorney, executed by Sh. Mauj Khan in favour of Sh. Risal and an agreement dated 18.09.1975, allegedly executed by Sh. Risal in their favour. They did not produce the original documents. They have also failed to produce any *prima facie* material to prove their possession.

2. The suit property was purchased by the decree holder in the year 1958 by registered sale deed. The suit filed by the plaintiff was decreed on 22.12.2005, which in appeal has been affirmed by the First Appellate Court as well as in the second appeal.

3. Hence, no ground to interfere is made out.

4. Dismissed.

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

May 19th, 2025

(ANIL KSHETARPAL)
JUDGE

Ayub

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*