



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

RSA-2227-2015 (O&M)

Date of decision : 10.07.2025

Zora Singh

..... Appellant

versus

Bhagwan Singh

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Umesh Kumar Kanwar, Advocate for
Mr. Vikas Mehsempuri, Advocate
for the appellant.

Mr. Vivek Suri, Advocate
Mr. Dushyant Godara, Advocate and
Ms. Kritika Sharma, Advocate
for the respondent.

PANKAJ JAIN, J. (Oral)

CM-5814-C-2015

This is an application for condonation of delay of 713 days
in filing the appeal.

For the reasons mentioned in the application, the same is
allowed. Delay of 713 days in filing the appeal stands condoned.

RSA-2227-2015

1. Plaintiff is in second appeal.
2. Plaintiff filed suit for permanent injunction claiming to be
in possession of the suit land on the basis of agreement to sell executed
in his favour by LR's of Ralla Singh for a consideration of Rs.30,000/-
on 09.08.2004.
3. Both the Courts below have non-suited the plaintiff holding
that neither Ralla Singh was owner of the property nor was he having



any right to alienate the same. As per the revenue record, it is Mihan Singh who happens to be in possession of property and even the agreement to sell propounded by plaintiff could not be proved. It merely remained a document on record which was never proved in accordance with law.

4. Counsel for the appellant is not in a position to dispute that agreement to sell could not be proved. As per revenue record, Ralla Singh has been shown to be in possession and as per his own witness, it is Mihan Singh, who is in possession of the property in dispute.

5. In view thereof, this Court finds no ground to interfere in the concurrent finding and facts recorded by the Courts below which are based on proper appreciation of evidence.

6. Resultantly, the present appeal is dismissed.

7. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)
JUDGE

10.07.2025

Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No