

**RSA-4368-2016****-1-****243****IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****RSA-4368-2016****Date of decision:-23.01.2025**

Sukhjinder Singh

...Appellant

Versus

Nahar Singh and others

...Respondents

CORAM : HON'BLE MR. JUSTICE SUVIR SEHGAL**Present** : Mr. M.L. Saini, Advocate
for the appellant.

SUVIR SEHGAL, J.(ORAL)

1.. Appellant – defendant No.1 is in second appeal before this Court challenging the concurrent finding recorded by both the Courts below.

2. Counsel for the appellant submits that a suit for recovery of Rs.3,60,000/- was filed by respondents – plaintiffs, which, after contest, has been accepted. Respondents were found entitled to recover Rs.3,000/- per month towards the unauthorized use and occupation of the shop by the appellant for the period from 15.06.2009 to 15.06.2012. He states that the appellant remained unsuccessful in the first appeal

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which was dismissed by the learned Additional District Judge, Ludhiana by judgment dated 12.02.2016.

3. While making a reference to order dated 24.10.2017 passed by this Court whereby notice was issued to the respondents, he asserts that the Court had passed an interim order staying recovery beyond Rs.60,000/-. He submits that the balance amount works out to Rs.48,000/-, which the appellant is prepared to deposit in installments.

4. As per office report, some respondents remain unserved, but noticing the request made by counsel for the appellant, this Court does not deem it necessary to await their service.

5. In view of a fair stand taken by the counsel for the appellant, appeal is disposed off. Appellant is granted a period of six months to deposit the balance amount in three equated installments payable at an interval of two months each. The first installment shall be payable in the first week of April, 2025.

6. Pending miscellaneous application, if any, is also disposed off.

(SUVIR SEHGAL)
JUDGE

23.01.2025**Brij****Whether reasoned/speaking : Yes/No****Whether reportable : Yes/No**