



RSA-1619-2026 (O&M)

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

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**RSA-1619-2026 (O&M)
Date of decision: 29.04.2026**

MANJINDER SINGH SINCE DECEASED THROUGH HIS LR

....Petitioner

Versus

KASHMIR SINGH

...Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. H.S. Batth, Advocate for the petitioner.

YASHVIR SINGH RATHOR. J.(Oral)

CM-5895-C-2026

1. Present application under Section 5 of Limitation Act has been filed for condonation of delay of 26 days in filing the present appeal.

2. Keeping in view the averments made in the application, the application is allowed and delay is condoned.

CM-5896-C-2026

3. Present application under Order 22 Rule 3 read with Section 151 CPC has been filed for impleading the LRs of appellant Manjinder Singh, son of Dial Singh in the instant appeal.

4. For the reasons mentioned in the application, the same is allowed.



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Amended memo of parties is taken on record subject to all just exceptions. Registry is directed to tag the same at an appropriate place.

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5. The present appeal is directed against the judgment and decree dated 09.12.2025 passed by the Court of Principal District and Sessions Judge, Tarn Taran, vide which appeal filed by the defendant against the judgment and decree dated 17.03.2025 passed by the Court of Additional Civil Judge (Senior Division), Tarn Taran has been dismissed and the suit filed by plaintiff-respondent has been partly decreed for recovery of Rs.8 lakhs from the defendant.

6. I have heard learned counsel for the petitioner and have gone through the material placed on the file.

7. Learned counsel for the petitioner argued that he does not press the present appeal on merits and withdraws the same. However, he contends that the suit filed by plaintiff-respondent for specific performance against defendant-Manjinder Singh was dismissed but a decree for recovery of Rs.8 lakhs was passed in favour of plaintiff-respondent and the appeal filed by the defendant-appellant has already been dismissed vide impugned judgment and decree dated 09.12.2025. Learned counsel further contends that Manjinder Singh-defendant has already died and the present appeal has been filed by his legal representatives and they need some time to make payment of the decretal amount to the plaintiff-respondent and they are ready to pay the decretal amount.

8. In view of the statement made by learned counsel for the petitioner, the appellants-defendants are granted three months' time from today onwards to pay the decretal amount in terms of decree passed by the learned trial Court. In



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case any execution petition has been filed, the same shall be adjourned beyond the period of three months.

- 9. Resultantly, the appeal in hand stands dismissed.
- 10. Pending application, if any, shall stand disposed of.

29.04.2026
amandeep

(YASHVIR SINGH RATHOR)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No