



ESA-39-2025(O&M)

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

ESA-39-2025(O&M)

Date of decision:08.07.2025

Surender Kumar

..Appellant

Versus

Murlidhar Sharma and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. M.K.Garg, Advocate for the appellant

ANIL KSHETARPAL, J. (Oral)

1. In this Execution Second Appeal, the appellant (objector) assails the correctness of the concurrent orders passed by the Executing Court, which in appeal, has been affirmed by the appellate court. He claims to have purchased the property from Sh.Vinod Kumar s/o Sh.Radhey Shyam vide registered sale deed dated 06.12.2011. The First Appellate Court has found that Radhey Shyam sold the entire share in the land in the following manner:-

Sr. No	Area sold	Document	Dated	Khasra No.	Exhibit
1.	24-44 Sq. Yards	Sale deed no.364	06.10.88	225//20/2/3	A27
2.	181-50 Sq. Yards	Decree 122-C	17.5.90	225//20/2/3	A 18
3.	125 Sq. Yards	353	17.7.90	225//20/2/3 and 20/1/5	A28
4.	155 Sq. Yards	387	2.8.90	225//20/2/3 and 24//16/1	A29
5.	161 Sq. Yards	424	21.8.90	225//20/2/3	A30
6.	21 Sq. Yards	Sale deed No.584	8.11.90	225//20/2/3	A31
7.	222 Sq. Yards	Decree	11.11.93	225//20/2/3	A33



		1769			
8.	223 Sq. Yards	Decree 1770	11.11.90	225//20/2/3	A34
9.	124 Sq. Yards	744	18.2.97	225//16/1 It is 224//16/1	A35
10.	19 Sq. Yards	1010	23.1.01	No khasra number mentioned in sale deed	A36

2. Learned counsel representing the appellant submits that these sale deeds were not reflected in the revenue record. Hence, the appellant is a bonafide purchaser of the property.

3. This Court has considered the submissions made by the learned counsel representing the appellant.

4. The appellant has purchased the property from Sh.Vinod Kumar. Sh.Vinod Kumar was not having any title of the property because his father and other co-sharers had already sold the property. Hence, Sh.Vinod Kumar cannot transfer any right in favour of the appellant.

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

6. Hence, dismissed.

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

(ANIL KSHETARPAL)
JUDGE

08.07.2025

rekha

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No