



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

109

RSA-2236-1993 (O&M)

Date of Decision.:24.04.2025

Puran Singh

Appellant

Vs.

Mukat Pal and Others

Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Rajinder Goel, Advocate and
Mr. Manoj Sharma, Advocate
for the appellant.

Mr. P.R. Yadav, Advocate
for the respondents.

DEEPAK GUPTA, J. (ORAL)

Dispute pertains to the property which was once owned by defendant No.4 Dalip Singh and defendant No.5 Shishpal Singh. Both of them are sons of Lakhu Singh. Lakhu Singh had two more sons namely Gugan and Amar Singh. Plaintiff Puran Singh is the son of Gugan i.e. nephew of Dalip Singh and Shishpal Singh. Defendant Nos.1 to 3 are grandsons of Amar i.e. grandsons of brother of defendants Dalip Singh and Shishpal Singh.

Defendant Nos.4 and 5 suffered a decree dated 10.10.1985 in favour of defendant Nos.1 to 3 i.e. in favour of the grandsons of their brother, which was challenged by the plaintiff, by asserting the suit property to be ancestral *qua* him. Though the trial Court decreed the suit on 03.05.1991 but the Appellate Court reversed the findings vide judgment dated 06.09.1993 and dismissed the suit.



RSA-2236-1993 (O&M)

-2-

The aforesaid reversal has been assailed by the plaintiffs before this Court.

Learned counsel for the appellant- plaintiff is unable to convince this Court as to how the suit property was ancestral *qua* the plaintiff who was only a collateral to defendant Nos.4 and 5.

Though learned counsel for the appellant contends that there was some custom but no such custom was proved on record.

This Court does not find any illegality or perversity in the findings returned by the first Appellate Court.

Dismissed.

**(DEEPAK GUPTA)
JUDGE**

April 24, 2025

Neetika Tuteja

| | |
|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable | Yes/No |