

**IN THE COURT OF SANJEEV KAJLA, ADDL. CIVIL JUDGE (SR.DIVN.), HANSI,
UID No.HR0357.**

HRHSA00009222022

CIS No.CS-811-2022



Civil Suit No.246-C of 2022

Date of Instt: 11.10.2022

Date of Decision:10.02.2023

1. Pardeep KumAr son of Manjeet Singh son of Sadhu Ram son of Moladram S/o Khem Chand S/o Dhari, 2. Jaipal son of Jagrup son of Sadhu Ram son of Moladram S/o Khem Chand S/o Dhari, both Rs/o Sisai Kali Rawan, Tehsil Hansi, District Hisar.

...Plaintiffs

VERSUS

Smt. Rajpati daughter of Smt. Chandrawali widow Ghasi S/o Harphul S/o Dhari, resident and Bishwedhar Sisai Kali Rawan, Tehsil Hansi, District Hisar.

...Defendant.

SUIT FOR DECLARATION

**Present: Shri Baru Singh, Advocate, for the plaintiffs.
Shri Ramanand Gurjar, Advocate, for the defendant.**

JUDGMENT:-

The plaintiffs have filed the present suit for declaration against the defendant to the effect that plaintiffs are owner in possession of suit land in the manner as detailed and described in the head note of the plaint, by way of family settlement and the revenue record contrary to it, is wrong and is liable to be corrected accordingly.

2- Upon notice, the defendant appeared and filed admitted written statement. Statements of the defendant and plaintiffs were recorded. Parties to the suit have placed on record copy of jamabandi for year 2018-19 showing ownership of defendant. It was stated that they are not at issue on any question of law or fact.

Sanjeev Kajla,
ACJ(SD), Hansi, 10.02.2023

3. Heard. Record perused. The parties have pleaded mutual family settlement and have admitted the claim of each other.

4. Considering the admitted written statement of the defendant, statements of the defendant and plaintiffs, and in view of the observations made by our own Hon'ble High Court in cases titled as **Ved Pal @ Vedu Vs. Smt. Raj Rani, 2003(1) PLR-455** and **Ram Piari Vs. Shamsher Singh and Others;2004(3) CCC 97**, suit of plaintiffs is hereby decreed to the effect that the defendant has relinquished her rights/interest to the nature and extent possessed by her in the suit property in favour of the plaintiffs. As such the plaintiffs have stood in the shoes of defendant. The title/interest of plaintiffs so obtained would be subject to any charge, encumbrance, liability, execution proceedings and all just and legal exceptions attached with the properties in question and further with complete application of principle of lis-pendens, wherever applicable . The decree shall be binding amongst the parties to the suit and would not defeat legal claim of any third party. The plaint shall be treated as part of decree-sheet. No order as to costs. Decree Sheet be drawn accordingly. File be consigned to record room after due compliance.

Pronounced in open Court:
Dt. 10.02.2023.
Rajesh Kumar, SG II

Sanjeev Kajla (HR0357)
Addl.Civil Judge (Sr.Divn.)
Hansi.

Note: Both the pages of this award have been checked and signed by me.

Sanjeev Kajla,
ACJ(SD), Hansi,
Dt.10.02.2023.