

Chuni Lal (deceased) through LRs vs. Bimla and Ors

RSA No. 86 of 2022

18.05.2026 Present: Mr. Janesh Gupta, Advocate, for the appellants.

Mr. Ajay Sharma, Sr. Advocate with Mr. Atharv Sharma, Advocate, for respondents No. 1,3,4(a), 4(b) and 7.

Mr. Sanjay Jaswal, Advocate, for respondents No. 8 and 9.

Heard.

Admit on the following substantial question of law:

1. When the possession of plaintiff-appellant Shri Chuni Lal was duly recorded in the revenue record as tenant prior to the commencement of H.P. Tenancy and Land Reforms Act and continued to be recorded even after the enforcement of the H.P. Tenancy and Land Reforms Act, have not both the Courts below committed grave error of law and jurisdiction in relying upon the later revenue entries which were without any lawful authority as the order purported to have been passed by Assistant Collector First Grade as Land Reforms Officer was patently illegal, arbitrary and without jurisdiction to conclude that plaintiff-appellant has given up tenancy rights in favour of the land owner by ignoring that no defence of relinquishment or abandonment of tenancy was ever pleaded by the defendants, rendering the impugned judgments and decrees erroneous, illegal, arbitrary and perverse?

List in due course.

(Romesh Verma)
Judge

May 18, 2026 (veena)