

RSA No. 449 of 2015-D

27.11.2015

Present: Mr. H.S. Rangra, Advocate for appellant.

Mr. B.C. Verma, Advocate for the respondents.

Heard. **Admitted** on the following substantial questions of law:

1. Whether on account of misappreciation of the pleadings and law and also misreading of the oral as well as documentary evidence available on record, the findings recorded by Court below are erroneous and, as such, the judgment and decree impugned in this appeal being perverse and vitiated is not legally sustainable?
2. Whether First Appellate Court had exceeded the jurisdiction, while adjudicating the question regarding the confirmation of proprietary rights as well as proceeding held under the H.P Holding (Consolidation) Fragmentations Act despite the fact civil Court is bar under the statute/Acts?

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Heard. Since the appeal stands admitted for final hearing and there are claims and counter-claims so far as the possession of the land in dispute is concerned, therefore, a direction to the parties to maintain status quo qua the nature and possession of the suit land during the pendency of the appeal in this Court would serve the ends of justice. Ordered accordingly. The application is accordingly allowed and stands disposed of.

Dasti **copy**.

(Dharam Chand Chaudhary)
Judge

November 27, 2015
(naveen)

