

Ganga Ram and another vs. Mohinder Singh & others

RSA No.171 of 2025

30.03.2026 Present: Mr. Suneet Goel, Senior Advocate with Mr. Vivek Negi, Advocate, for the appellants.

Mr. Tanush Sharma, Advocate, for the respondents except respondent No.3(v).

CMP No.5243 of 2026

The present application has been filed for deletion of name of respondent No.3(v) Smt. Bholan. As per the averments, as made in the application, her legal heirs are already on record as respondents No.3(i) to 3(iv).

In view of the averments as made in the application, which is duly supported by an affidavit, the application is allowed and the name of respondent No.3(v) Smt. Bholan is ordered to be deleted from the array of respondents, subject to all exceptions.

Learned counsel for the appellant undertakes to file fresh amended memo of parties within three days. Accordingly, the application stands disposed of.

RSA No.171 of 2025

Heard.

Admitted on the following substantial questions of law:

1. *Whether the impugned judgement and decree is the result of misreading and mis-appreciation of evidence on record?*
2. *Whether alleged receipt dated 1.5.2004 (Ex.PW1/C) be read in evidence and relied upon without putting the same to the appellants in view of the specific denial on*

the part of the appellants of their signatures thereon, as well as the necessity of proving the same in accordance with the provisions contained in the Indian Evidence Act?

3. *Whether decree for possession of the suit land by way of specific performance could have been passed after lapse of more than 13 years, since the respondents had failed to pay the balance amount within time and appellants were precluded from utilizing the same and recovery of the advanced amount with interest could have relieved the parties of their respective obligations?*

Send for records.

List in due course.

CMP No.17844 of 2025

Vide order dated 28.07.2025, the operation and execution of judgment and decree passed by learned Court below was ordered to be stayed till further orders. The said order is made absolute. Application stands disposed of.

**(Romesh Verma)
Judge**

March 30, 2026
(vt)