

ITEM NO.101

COURT NO.10

SECTION IV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 1792-1794/2002

BALMAT @ BALWANT & ORS.

Appellant(s)

VERSUS

RAM CHANDER AND OTHERS

Respondent(s)

WITH

C.A. No. 6754/2003

(With Office Report for Direction)

Date : 05/08/2015 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.Y. EQBAL

HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s)

Mr. Ashok Kumar Sharma, Adv.

For Respondent(s)

Mr. Neeraj Kumar Jain, Sr. Adv.

Mr. Sanjay Singh, Adv.

Mr. Aniket Jain, Adv.

Mr. Rajeev Singh, Adv.

Dr. Sanjay Gupta, Adv.

Dr. Sushil Balwada, Adv.

UPON hearing the counsel the Court made the following
O R D E R

These appeals are dismissed in terms of the signed
order.

[INDU POKHRIYAL]
COURT MASTER

[SUKHBIR PAUL KAUR]
A.R.-CUM-P.S.

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.1792-1794 OF 2002

BALMAT @ BALWANT AND OTHERS APPELLANT (S)

Versus

RAM CHANDER AND OTHERS RESPONDENT (S)

W I T H

CIVIL APPEAL NO. 6754 OF 2003

BALWANT S/O MANGE APPELLANT (S)

Versus

OM PARKASH S/O GOPI RESPONDENT (S)

O R D E R

CIVIL APPEAL NOS. 1792-1794 OF 2002

These appeals by special leave are directed against the final impugned judgment dated 8.8.2001 in R.S.A. No. 2664, 2603 and 2675 of 2001 passed by the learned single Judge of the High Court of Punjab and Haryana at Chandigarh.

We have heard learned counsel for the parties at length.

The appellants, who are the plaintiffs, filed a Civil Suit No. 472 of 1991 on 7.9.1991

for a relief that the decree obtained in Suit No. 472 of 1991 is illegal, null and void, inoperative and not binding upon the rights of the plaintiffs on the ground of mis-representation and undue influence. The suit was decreed by the Trial Court.

However, the first Appellate Court, after re-appreciation of the entire evidence, reversed the finding recorded by the Trial Court. The first Appellate Court's finding was again considered by the High Court in second appeal filed by the appellants. The High Court upheld the finding given by the first Appellate Court and dismissed the appeal.

In the facts and circumstances of the case, we do not find any reason to interfere with the impugned judgment passed by the High Court.

The civil appeals are, accordingly, dismissed.

CIVIL APPEAL NO. 6754 OF 2003

This appeal by special leave is directed against the impugned judgment dated 11.2.2003 in R.S.A. No. 1362 of 2002 passed by the learned single Judge of the High Court of Punjab and Haryana at Chandigarh.

We have heard learned counsel for the parties.

We do not find any merit in this appeal.
The same is, accordingly, dismissed.

.....J.
(M.Y. EQBAL)

.....J.
(ARUN MISHRA)

New Delhi,
August 05, 2015