

ITEM NO.30

COURT NO.9

SECTION IVB

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

Petition(s) for Special Leave to Appeal (Civil) No(s).20053/2011

(From the judgement and order dated 07/02/2011 in RSA No. 466/2011 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

BALJIT SINGH &amp; ORS.

Petitioner(s)

VERSUS

ARJAN SINGH &amp; ORS.

Respondent(s)

(With prayer for interim relief and office report)

Date: 01/08/2011                      This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE G.S. SINGHVI  
          HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s)

Mr.Pardeep Gupta, Adv.

Dr. (Mrs.) Vipin Gupta, A.O.R.(Not Present)

For Respondent(s)

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

This petition is directed against judgment dated 07.02.2011 of the learned Single Judge of the Punjab and Haryana High Court whereby the second appeal filed by the petitioners against the concurrent judgments and decrees passed by the trial Court and the lower Appellate Court in the suit for possession filed by the legal representatives of Surjan Singh and others was dismissed.

We have heard Shri Pardeep Gupta, learned counsel appearing for the petitioners and perused the record.

In our view, the petition is liable to be dismissed because the petitioners have not placed on record the judgments and decrees passed by the trial Court and the lower Appellate Court.

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Even on merits, we are convinced that the judgment under challenge does not suffer from any legal infirmity warranting interference under Article 136 of the Constitution because the Courts below recorded concurrent adverse finding against the petitioners on the issue of their entitlement to claim possession of the suit property.

The special leave petition is accordingly dismissed with

costs quantified at Rs.25,000/- which shall be deposited by the petitioners with the Punjab State Legal Services Authority within a period of two months from today.

The Registrar (Judicial) should make an inquiry and submit report to this Court within three weeks as to how the special leave petition was registered despite the fact that the petitioners had not produced the judgments (typed or certified copies) of the trial Court and the lower Appellate Court.

(Satish K.Yadav)  
Court Master

(Renuka Sadana)  
Court Master