

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).31169/2009

(From the judgement and order dated 24/07/2009 in RSA No.
3822/2007 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

PARAMDEEP SINGH & ANR.

Petitioner(s)

VERSUS

GURCHARAN SINGH & ORS.

Respondent(s)

(With prayer for interim relief)

Date: 11/02/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM
HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s) Mr. Surjit Singh, Sr. Adv.
 Ms. S. Janani, Adv.
 Mr. Deepak Goel, Adv
 Mr. Aakannsha Sharma, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The counsel for the petitioners submits that the petitioners' suit for specific performance of the contract was rejected by the trial court and the appellate court on the finding that though a contract was entered into between the parties, no consideration money was paid to the defendant/respondent. The High court also confirmed the findings of the courts below in the second appeal.

Our attention is invited to paragraph 3 of the written statement filed on behalf of defendant/respondent wherein it is stated as follows -

"That para no.3 of the plaint is correct. It is further submitted that defendant no.1 had appointed the answering defendant as his attorney and on his asking and according to his wish, the answering defendant had executed an agreement to sell the land in dispute in

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favour of the plaintiffs vide agreement dated 11/4/1997 for Rs.4,25,000/- and on the same date had received Rs.3,00,000/- as advance money from the plaintiffs on behalf of the defendant no.1 and had paid Rs.3,00,000/- to Gurcharan Singh defendant no.1."

Issue notice.

Till further orders, the parties shall maintain status quo as obtaining today in respect of the suit property.

(Neetu Sachdeva)
Sr. P.A.

(Mithlesh Gupta)
Court Master