

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3756 of 2017
(@ Special Leave to Appeal (C) No. 30598/2014)

GURUCHARAN SINGH SINCE (D) THRO. LRS AND ORS Appellant(s)

VERSUS

GURDEV SINGH SINCE DECEASED THROUGH LRS Respondent(s)

O R D E R

Leave granted.

We have heard learned counsel for the parties and have gone through the decision rendered by the trial court. It appears to us that a substantial question of law has arisen namely whether the plaintiffs are entitled to a declaration of ownership of the property in dispute on the basis of sale deed dated 24 Baisakh 1995 Vikram Samvat in their favour.

In view of the above, we set aside the order passed by the High Court and request the High Court to consider this question along with the substantial question framed earlier by the High Court namely whether the suit filed by the plaintiffs declaring them to be owners of the property in dispute on the basis of adverse possession is maintainable.

The appeal stands disposed of.

All contentions made by both the parties are left open for consideration.

.....J.
[MADAN B. LOKUR]

.....J.
[DEEPAK GUPTA]

NEW DELHI;
MARCH 6, 2017.

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 (C) No(s). 30598/2014

(Arising out of impugned final judgment and order dated 14/05/2014 in RSA No. 720/1986 passed by the High Court of Punjab & Haryana at Chandigarh)

GURUCHARAN SINGH SINCE (D) THRO. LRS AND ORS Petitioner(s)

V E R S U S

GURDEV SINGH SINCE DECEASED THROUGH LRS Respondent(s)
(With Office Report)

Date : 06/03/2017 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MADAN B. LOKUR
 HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s) Ms. Aishwarya Bhati, AOR
 Ms. Ritu Aparna, Adv.

For Respondent(s) Mr. Neeraj Kumar Jain, Sr. Adv.
 Mr. Sanjay Singh, Adv.
 Mr. Umang Shankar, AOR

UPON hearing the counsel the Court made the following

O R D E R

Leave granted.

The appeal stands disposed of in terms of the signed order.

All contentions made by both the parties are left open for consideration.

(Meenakshi Kohli)
Court Master (SH)

(Sharda Kapoor)
Court Master (NS)

[Signed order is placed on the file]