

CORRECTED

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

CIVIL APPEAL NO(S).750/2020

(Arising out of Special Leave Petition (C) No(s). 1761/2019)

DALJIT SINGH

APPELLANT(s)

VERSUS

TARLOCHAN SINGH .

RESPONDENT(s)

O R D E R

Leave granted.

Since the suit for specific performance was filed after 19 years from the date of agreement, it was clearly barred by time. In our considered opinion, the First Appellate Court and the High Court were not justified in decreeing the suit in favour of the respondent. The Trial Court was justified in dismissing the suit not only on the ground of delay and latches but also on merits. Having regard to the material on record and the suit was barred by time, the judgments of the First Appellate Court as well as the High Court stand set aside. In view thereof, the judgment of Trial Court is restored. The appeal is allowed accordingly.

**.....J.
[MOHAN M. SHANTANAGUDAR]**

**.....J.
[R. SUBHASH REDDY]**

**NEW DELHI;
JANUARY 27, 2020.**

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ITEM NO.46

COURT NO.12

SECTION IV-B

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 (C) No(s). 1761/2019

(Arising out of impugned final judgment and order dated 15-02-2018 in RSA No. 5755/2017 passed by the High Court Of Punjab & Haryana At Chandigarh)

DALJIT SINGH

Petitioner(s)

VERSUS

TARLOCHAN SINGH

Respondent(s)

IA No. 185700/2018 - EXEMPTION FROM FILING O.T.
IA No. 185380/2018 - EXEMPTION FROM FILING O.T.
IA No. 185699/2018 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 27-01-2020 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR
HON'BLE MR. JUSTICE R. SUBHASH REDDY

For Petitioner(s) Dr. Nirmal Chopra, AOR

For Respondent(s) Mr. Himanshu Sharma, Adv.
Mr. Seeta Ram Sharma, Adv.
Mr. Ram Niwas Sharma, Adv.
Mr. Vinay Kumar, Adv.
Mr. Sandeep Singh, Adv.
Ms. Archana Pathak Dave, AOR

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

Leave granted.

The appeal is allowed in terms of the signed order.

Pending application(s), if any, stands disposed of
accordingly.

(ASHWANI THAKUR)
COURT MASTER (SH)

(R.S. NARAYANAN)
COURT MASTER (NSH)

(Signed order is placed on the file)

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