

Allahabad High Court

Lalman vs Phool Chand & Others on 12 August, 2010

Court No. - 19

Case :- SECOND APPEAL No. - 828 of 2010

Petitioner :- Lalman

Respondent :- Phool Chand & Others

Petitioner Counsel :- Krishna Kumar Singh

Hon'ble Pankaj Mithal, J.

Heard Sri Kishna Kumar Singh, learned counsel for the plaintiff/appellant. The suit of the plaintiff-appellant for permanent injunction and for possession over the land in dispute has failed in both the courts below. It is admitted on record that the disputed property is in possession of the defendant/respondent since 20.6.1989. The plaintiff-appellant has not adduced any evidence to establish his title over the land in dispute. He is also unable to prove that it is his ancestral property. The courts below on consideration of the entire oral as well as documentary evidence have concurrently recorded that the plaintiff- appellant has no right, title or interest over the land in dispute and since he is not in possession he is not entitled to any of the reliefs claimed.

In view of above, the matter stands concluded by finding of fact. No substantial question of law arises in this appeal. It is accordingly dismissed.

Order Date :- 12.8.2010 BK