

A

POORAN CHANDRA JOSHI & ORS.

v.

BISWAN CHANDRA HARRIS (DEAD) BY L.RS.

(Civil Appeal No. 6138 of 2009)

B

JULY 03, 2017

**[R. BANUMATHI AND A. M. KHANWILKAR, JJ.]**

C

*Rent Control and Eviction – Judgment reported in [2017]7 SCR 326 in companion Civil Appeal Nos. 6139 of 2009 on merits of the issues dealing with the selfsame gift deed dated 31.05.1949, which is also the subject matter of the present appeal – Accordingly, present appeal also dismissed.*

CIVIL APPELLATE JURISDICTION : Civil Appeal No. 6138 of 2009.

D

From the Judgment and Order dated 16.052007 of the High Court of Uttaranchal at Nainital in Second Appeal No. 882 of 2001.

Shrish Kumar Misra, Ayush Negi, Advs. for the Appellants.

E. C. Agrawala, Ms. Lalita Kohli, Abhinav Agrawal, Ms. Lalita Kohli (For M/s. Manoj Swarup & Co.), Advs. for the Respondents.

E

The Judgment of the Court was delivered by

F

**A. M. KHANWILKAR, J.** In view of the judgment in the companion civil appeal bearing Civil Appeal No. 6139 of 2009 on merits of the issues dealing with the selfsame gift deed dated 31.05.1949, which is also the subject matter of the present appeal, for the same reasons even this appeal must fail and the same is, therefore, dismissed with no order as to costs.

Devika Gujral

Appeal dismissed.