

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

COCP No.945 of 2012 (O&M)

Date of Decision :11.8.2015

Usha Devi

....Petitioner

Versus

Phoolwati and another

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present: Mr. Jitender K.Sehrawat, Advocate for
Mr. N.S.Shekhawat, Advocate
for the petitioner.

Mr. M.S.Rana, Advocate for
Mr. Ashish Kapoor, Advocate
for respondent No.1.

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MAHESH GROVER.J.

The petitioner alleges violation of the order of status-quo passed by this court on 17.5.2007. The grievance of the petitioner is that despite the status-quo order the present respondents had disturbed the status quo to carry out construction.

Respondent No.1 has filed her reply and has stated that she had sold off her share in the disputed land in the year 2011 which fact was to the notice of the petitioner as a legal notice dated 6.12.2011 was duly issued by her counsel. It has been stated that her share is now in possession of M/s Intime Promoters Private Limited, New Delhi.

In view of the above, I am of the view that the instant petition deserves to be dismissed as no counter affidavit has been filed by the petitioner to controvert the stand of respondent No.1. Once the respondent No.1 has relinquished the possession to the knowledge of the petitioner the allegation of carrying out construction by her does not arise.

Petition dismissed.

11.8.2015
dss

(MAHESH GROVER)
JUDGE