

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

VARINDER SINGH  
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Punjab & Haryana High Court at  
Chandigarh

**CR No. 2131 of 2015 (O&M)**

Date of decision : 25.3.2015

Gurdeep Singh

.. Petitioner

versus

Smt. Surinder Kaur and others

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal**

Present: Mr. Sanjeev Sharma, Advocate, for the petitioner.

**Rajesh Bindal, J.**

The grievance of the petitioner is that the learned Court below vide order dated 8.1.2015 has rejected the application filed by him for consolidation of two suits. First suit was filed by the petitioner for permanent injunction for restraining the respondent-defendant from raising construction on the property which was still un-partitioned and joint. Subsequently, he filed the second suit seeking partition of the property and separate possession. Both the suits pertain to the same land and between the same parties. Prayer was made to the Court below to consolidate both the suits in order to avoid contradictory judgments. He further submitted that both the suits are presently pending in the same court.

After hearing learned counsel for the petitioner, in my opinion, the present petition can be disposed of at this stage without issuing notice to the respondent by directing the court below to hear and decide both the suits by giving same date, even if not consolidated, with a view to avoid contradictory order pertaining to the same property in dispute between the same parties.

With the aforesaid observations, the present petition is disposed of.

The order passed by the learned court below is modified accordingly.

25.3.2015  
vs

( Rajesh Bindal )  
Judge