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

CR No.2593 of 2015

Date of decision: April 20, 2015

Haroon

.....Petitioner

Versus

Ismail and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. S.M. Sharma, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 31.01.2015.

I have heard learned counsel for the petitioner and have gone through the record available on the file carefully.

Respondent No.1 had filed suit for specific performance challenging the sale-deed dated 09.06.2006 executed by respondent No.2 in favour of the petitioner. Alongwith the suit, an application for temporary injunction was filed. Trial Court vide order dated 17.05.2014 ordered the parties to maintain status quo with regard to possession and construction over the suit land. The said order was challenged by respondent No.1-plaintiff by way of an appeal and vide impugned order dated 31.01.2015, petitioner was restrained from interfering or dispossessing the respondent No.1 from the suit land and also from raising construction over the suit land. The said suit was decreed by the trial

Court vide judgment/decreed dated 12.04.2010 and the sale-deed executed by respondent No.2 in favour of the petitioner, was set aside. The said decree was upheld upto the Apex Court. Thus, petitioner had lost his case upto Apex Court. In execution proceedings, entry was made vide Rapat Roznamcha dated 05.11.2012 qua delivery of possession of the suit land to respondent No.1. Now respondent No.1 has filed suit for permanent injunction against the petitioner and respondent No.2.

In these circumstances, learned Appellate Court rightly restrained the petitioner from interfering in the peaceful possession of the respondent No.1.

No ground for interference by this Court, is made out.

Dismissed.

**(SABINA)
JUDGE**

April 20, 2015
m.singh