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

CR No.3245 of 2015

Date of decision: May 14, 2015

Asha Rani

.....Petitioner

Versus

Dr. Karamjit Kaur and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Sherry K. Singla, Advocate
for the petitioner.

SABINA, J

Petitioner has filed this petition challenging the order dated 05.02.2015, whereby objections filed by the petitioner, were dismissed.

Learned counsel for the petitioner has submitted that the petitioner is bonafide purchaser for consideration. Although, it had been duly disclosed by the legal representatives of deceased Kuldeep Singh that the property in question had been sold to the son of the petitioner, however, son of the petitioner was not impleaded as a party in the suit by respondent No.1.

Respondent No.1 has filed suit for permanent injunction against respondent No.2. However, during the pendency of the suit, respondent No.1 also sought the relief of possession of the shop in question. Suit filed by respondent No.1 was decreed by the trial Court vide judgment/decreed dated 11.10.2008. The said decree has become final. During

the pendency of the execution proceedings, petitioner filed objections under Order 21 Rule 97 of Code of Civil Procedure, 1908. The learned executing Court rightly dismissed the objections filed by the petitioner as the son of the petitioner had purchased the property in question during the pendency of the suit. Thus, the principle of *lis pendens* was applicable to the facts of the present case.

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

Dismissed.

**(SABINA)
JUDGE**

May 14, 2015
m.singh