

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

**CR No. 4061 of 2014 (O&M)
Date of decision: 20.11.2015**

Jai Singh

... Petitioner

versus

Zile Singh and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Rakesh Gupta, Advocate for the petitioner.

K.Kannan, J.

The plaintiff who sought for an injunction pending suit made reference to earlier civil litigations as proof of his possession. The Court below referred to the description of property found in the earlier judgment and the description of property as in the instant suit and found that there was no correlation possible. While declining the relief of injunction, the Court observed that the plaintiff had even suppressed the fact that in relation to the very same subject matter there had been an order of eviction issued against him in the action taken by the Gram Panchayat in the year 2009 and the suit had been filed suppressing the fact of the imminent order of eviction.

Injunction resides only in the realm of discretionary relief protected under Specific Relief Act. If the plaintiff was guilty of suppression of material fact and the Court found that the hand of equity could not be extended to the plaintiff, there is no scope for intervention in the revision petition.

The civil revision petition is dismissed with above observations.

**(K.KANNAN)
JUDGE**

20.11.2015

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