

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

CR No.4189 of 2014

Date of Decision: 01.10.2015

Dev Singh

.....Appellants

Vs.

Sher Singh and Others

.....Respondents

CORAM: HON'BLE MR. JUSTICE K.KANNAN

**Present:- Mr.Sumeet Mahajan, Sr.Advocate with
Mr.Hitesh Ghai, Advocate for the petitioner.**

Mr.S.S.Salar, Advocate for respondent No.1.

Mr.Jatinder Singla, Advocate for respondent No.10.

K.KANNAN, J.

The revision petition dismissing the injunction is not required to be set aside for the petitioner who was pleading the case as a subsequent purchaser did not allege that the decree passed was collusive. Against the said decree in which a declaratory relief was sought, the plaintiff had himself filed an appeal and lost the prayer before the appellate Court. Without preferring a second appeal, it is even doubtful whether the plaintiff could maintain the present suit. The petitioner cannot be said to have a prima facie case to plead for injunction.

Revision petition is dismissed.

**01.10.2015
anil**

**(K.KANNAN)
JUDGE**