

113.

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

**Civil Misc. No.23887-CII of 2015 in/and
Civil Revision No.556 of 2015**

Date of decision:16.11.2015

Mohd. Saraj and another

.... Petitioners

versus

Parshotam Lal and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Mohd. Yousaf, Advocate,
for the petitioners.

1. Whether reporters of local papers may be allowed to see the judgment ?No.
2. To be referred to the reporters or not ?No.
3. Whether the judgment should be reported in the digest ? No.

K.Kannan, J. (Oral)

CM No.23887-CII of 2015

For the reasons stated in the application, the same is allowed and the revision petition is restored to file.

Civil Revision No.556 of 2015

1. The revision petition is brought at the instance of the plaintiffs whose claim for interim injunction was declined by the appellate court, taking note of the fact that in respect of the very same subject matter, the defendants in suit had obtained a decree for permanent injunction against the Wakf Board on 24.07.1997. The

court observed that the right of the defendants regarding worship, lighting 'chirag' on every Thursday and organizing the 'Mela' on 24, 25 and 26 of the month of Jeth every year at Khangah known as Baba Naugajja Peer were being recognized and the performance consistent with the past user will not be modified. If the court has observed that if there was a decree for injunction obtained by the defendants in their own suit against the Wakf Board which was a statutory body constituted to manage wakfs, the status quo order issued by the trial court will unnecessarily cause confusion. The observation of the court below was correct and I find no scope for interference. The plaintiffs have still a long way before they can establish any right against the decree obtained by the defendants against the Wakf Board.

2. The revision petition is dismissed as requiring no intervention.

**(K.KANNAN)
JUDGE**

16.11.2015
sanjeev