

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

106

CR-6062-2015 (O&M)
Date of Decision:16.09.2015

SUKHDEV SINGH THROUGH LRS AND OTHERS

... Petitioner

Versus

GURBAX SINGH

... Respondent

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Avtar S. Khinda, Advocate
for the petitioners.

RAJ MOHAN SINGH, J. (Oral)

[1]. In a suit for declaration for permanent injunction plaintiff sought declaration qua his 1/6th share besides challenging transfer deed dated 08.02.2008 in respect of 17 kanals 19 marlas of land in favour of defendant No.1.

[2]. Plaintiff claimed that Joginder Singh died *intestate* on 12.03.2011. Defendant No.1 was serving in police department. Trial Court decided the application under Order 39 Rule 1 and 2 CPC by restraining the defendant from alienating the suit land during pendency of the suit. The said order was confirmed by the Lower Appellate Court. Defendant-petitioner is in revision against the said orders. Even otherwise any transfer made during pendency of suit would be hit by doctrine of *lis pendens*.

[3]. Learned counsel states at the bar that peittioner is

aggrieved by the findings recorded by the Courts below to the extent of recording findings in the context of ancestral background of land . Anything recorded at this interim stage will always be subject matter of outcome of final adjudication by the Court after leading evidence by both the parties.

[4]. No illegality is found in the orders passed by the Courts below. Consequently, this revision petition is dismissed.

September 16, 2015
prince

(RAJ MOHAN SINGH)
JUDGE