

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

CR No. 6760 of 2013 (O&M)

Date of decision: December 18, 2015

Harman Singh

...Petitioner

Versus

Kulwant Kaur and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Hitesh Verma, Advocate,
for the petitioner.

Mr. Deepak Gupta, Advocate,
for the respondent.

K. KANNAN, J. (Oral)

1. The plaintiff, who has signed the document along with his father, had a case to contend that he was a minor at that time and sale in respect of his 1/4th share in the property will not bind him. He had sought for an interim relief against alienation by the purchaser. The lower appellate court has held that the doctrine of lis pendens will protect his right. There is no justification for the interim order of restraint.

2. I will not find any error in the order, for, the plaintiff has still a way to go to prove that he was will a minor and that the contract of sale in which he was a signatory was not valid and binding on him. The court was justified in such a situation to decline to him the order of injunction and rested the case that the lis pendens doctrine will protect his interest.

3. There is no error for interference in the revision. The revision is dismissed.

December 18, 2015
prem

(K. KANNAN)
JUDGE

