

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Revision No. 798 of 2015 (O&M)
Date of decision: 21.7.2015

Ratti Ram

.. Petitioner

v.

Mani Ram

.. Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present: Mr. Maharaj Kumar, Advocate for the petitioner.

...

Rajesh Bindal J.

The defendant is before this court impugning the order passed by the learned lower appellate court, vide which the application for interim injunction filed by the respondent-plaintiff was allowed, while setting aside the order passed by the trial court.

The suit was filed for mandatory injunction as well as consequential relief of permanent injunction. The parties to the suit are brothers. The suit property is joint. The injunction was sought against the petitioner that till such time the property is partitioned, no construction be raised.

Learned counsel for the petitioner submitted that the suit having been filed in August, 2014, the evidence of the plaintiff is already over, however, the application filed by the plaintiff seeking permission to lead additional evidence is pending.

Considering the stage of the suit and the only restrain being on construction on part of the joint property during the pendency of the present suit, I do not find any reason to interfere with the impugned order.

Accordingly, the present petition is dismissed.

(Rajesh Bindal)
Judge

21.7.2015
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