

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

**Regular Second Appeal No.1465 of 2015 (O&M)**  
Date of decision:02.11.2015

Jaswant Singh Grewal

... Appellant

versus

Amritpal Singh and others

.... Respondents

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

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Present: Mr. Roshan Lal Sharma, Advocate,  
for the appellant.

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**K.Kannan, J.** (*Oral*)

An untenable suit for injunction by the mortgagee came to be dismissed, when remedy of the mortgagee, who leases back the property to the mortgagor and has a complaint that the lease amount is not paid, shall be to sue for the lease amount or recover possession of the property. Instead, he sought for injunction against the mortgagor from selling the property or alienating the property. The relief was incompetent and correctly dismissed. There is no scope for interference in favour of the appellant. The second appeal is dismissed.

**(K.KANNAN)**  
**JUDGE**

02.11.2015  
sanjeev