

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

**C.R NO. 1995 OF 2015 (O&M)
DECIDED ON : 25.04.2016**

Shiv Shankar

...Petitioner

versus

Sukh Ram

...Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

- 1. Whether Reporters of local papers may be allowed to see the judgment ?**
- 2. To be referred to the Reporters or not ?**
- 3. Whether the judgment should be reported in the Digest ?**

Present : Mr. Ajay Jain, Advocate,
for the appellant.

Mr. Pritam Saini, Advocate,
for the respondent.

AJAY TEWARI, J. (ORAL)

This revision petition was filed against the order of Appellate Authority declining temporary injunction sought by the petitioner against the respondent restraining him from demolishing the shop in dispute.

On 20.03.2015, the following order was passed by this

Court :-

“ Learned counsel for the petitioner contended that the petitioner is owner/landlord of the property in dispute. Appeal is now pending before the learned Appellate Authority, Rewari and during the pendency of the appeal, tenant has demolished the shop in dispute illegally.

He filed an application for grant of ad interim injunction before the learned Appellate Authority, Rewari, which was dismissed vide order dated 18.02.2015 (Annexure P-10).

Notice of motion returnable for 21.04.2015.

Notice re:stay.

In order to avoid multiplicity of litigation, respondent (tenant) is ordered to be restrained from creating any third party right qua the shop in dispute till the next date of hearing.

Dasti process as well.”

Learned counsel for the petitioner argued that the Appellate Authority erred in law in declining his application.

Learned counsel for the respondent, on the other hand, has argued that neither the petitioner was held to be owner nor landlord and in fact it was the real landlord who was taking action and therefore, the order of Appellate Authority should be upheld.

In my considered opinion, the ends of justice would be met if it is directed that the interim order dated 20.03.2015 will continue till the decision of the appeal.

With the above said observations, the instant petition stands disposed of.

(AJAY TEWARI)
JUDGE

APRIL 25, 2016
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