

In the High Court of Punjab and Haryana at Chandigarh

C.R. No. 7929 of 2015

Date of Decision: January 14, 2016

Azad Singh

... Petitioner

Versus

Mahavir and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

Present: Mr. P.K. Chugh, Advocate,
for the petitioner.

Paramjeet Singh Dhaliwal, J. (Oral)

Instant revision petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 17.10.2015 (Annexure P/5) passed by learned Civil Judge (Junior Division) Charki Dadri, whereby application filed by plaintiff/respondent no.1 under Order 1 Rule 10 C.P.C. has been allowed.

I have heard learned counsel for the petitioner and perused the record.

Perusal of the record indicates that plaintiff/respondent no.1 filed a suit for partition. During the course of rebuttal evidence, the plaintiff/respondent no.1 filed an application for impleading Kamal Singh son of Azad Singh as party respondent on the ground that as per sale deed Ex.D-2, defendant no.3 – Sumer @ Shamsheer has transferred 17 sq. yards as part of his share in the suit property, shown in para no.1(b) of the plaint, to Kamal Singh son of Azad Singh. The trial Court, after considering the arguments of the parties and averments made in the application as well as its

reply, rightly allowed the said application by observing that it is necessary to bring all the necessary parties on record to arrive at just decision of the case.

Learned counsel for the petitioner has not been able to point out any illegality or perversity in the impugned order.

No merit. Dismissed in limine.

January 14, 2016
vkd

[Paramjeet Singh Dhaliwal]
Judge