

226.

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

Civil Revision No.8015 of 2014

Date of decision:12.02.2016

Daljit Singh

... Petitioner

versus

Tarlochan Singh and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Rajiv Joshi, Advocate,
for the petitioner.

Mr. Chander Shekhar, Advocate,
for Mr. Rahul Rampal, Advocate,
for respondents 1 to 6.

Mr. Vaibhav Sehgal, Advocate,
for respondent No.7.

K.Kannan, J. (Oral)

1. The third party, who has filed his own independent suit for declaration of title in relation to the suit property and other items, wanted impleadment in the suit for specific performance to contend that the defendant's vendor did not have a right to convey the property. The court has declined to implead the third party.

2. A suit for specific performance cannot be converted into a suit requiring adjudication on title. If a third party has himself filed an independent suit as his counsel claims, his suit against the plaintiff and the defendant will take care of his interest and he

cannot come by any harm even if a decree for specific performance is passed.

3. The order already passed is maintained and the civil revision is disposed of with the above observations.

(K.KANNAN)
JUDGE

12.02.2016
sanjeev