

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

RSA No.2128 of 2016 (O&M)
Date of decision:06.09.2016

Smt. Gurdev Kaur and others

... Appellants

Vs.

Kartar Singh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Amit Kumar Walia, Advocate
for the appellants.

AMIT RAWAL J. (Oral)

Appellant-defendants are aggrieved of the decreetal of the suit, whereby, they have been restrained from changing the nature of the property during the partition proceedings.

I am of the view that law on this point is settled by the Hon'ble Full Bench of this Court in **Bhartu vs. Ram Sarup 1981 PLJ 204** and Division Bench of this Court in **Bachan Singh vs. Swaran Singh 2000 (3) RCR (Civil) 70**. The injunction granted by the Court below is perfectly legal and justified.

In view of the fact that the partition proceedings are pending and concurrent findings of facts and law are based upon the appreciation of oral and documentary evidence, no interference is warranted. No substantial question of law arises for adjudication of the present appeal.

Accordingly, the appeal stands dismissed.

(AMIT RAWAL)
JUDGE

September 06, 2016
savita

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No