

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

**CR No.1043 of 2016
Date of Decision:20.11.2017**

Vinod

...Petitioner

Versus

Jasbir Rana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Sunil Kumar Dhanda, Advocate for the petitioner.
Mr.Shrey Goel, Advocate for respondent No.4.

ANIL KSHETARPAL, J. (ORAL)

Plaintiff-petitioner is in revision petition against the order dated 20.1.2016, dismissing the application under Order 1 Rule 10 read with Order 6 Rule 17 CPC.

Plaintiff-petitioner was wanting to implead Santosh Bala wife of Gian Singh as party defendant in the case.

Learned trial court, while finding such sale in favour of Santosh Bala would be governed by the rule of *lis pendence*, dismissed the application.

I have heard learned counsel for the parties at length and with their able assistance gone through the documents available in the paper book.

Plaintiff had filed a suit for declaration with consequential relief of permanent injunction. Plaintiff also challenged a civil court decree dated 18.2.2006. When the case was at the stage of plaintiff's evidence, he moved this application.

Plaintiff has failed to prove that how Smt. Santosh Bala is necessary and proper party. Learned counsel for the petitioner could not point out any substantive error in the order challenged before this Court. Learned trial court has noticed that rule of *lis pendence* would apply.

Under these circumstances, this Court does not find any good ground to interfere with the impugned order passed by the trial court.

Revision petition stands dismissed.

20.11.2017
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No