

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Revision No.5670 of 2017

Date of decision:-24.08.2017

Surjit Singh

...Petitioners

Versus

Sukhwinder Singh and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr.Ranjodh Singh Sidhu, Advocate, for the petitioner.

RITU BAHRI, J. (Oral)

Petitioner has come up in revision against the order dated 18.04.2017 (Annexure P-4) whereby application under Order 1 Rule 10 CPC filed by the respondent No.3 has been allowed.

The dispute in suit with regard to sharing of water to the extent of ½ share through a tubewell connecting bearing No.A-1259 HP 7-1/2. Defendant No.2 Manjit Kaur had expired and she left behind her, her one sone namely Avtar Singh and three daughters namely Kulwinder Kaur, Sukhwinder Kaur and Gurmeet Kaur as her legal heirs. The applicant Harinderjeet Kaur had purchased the share of defendant No.1 Sukhwinder Singh out of the suit land vide sale deed dated 27.01.2016 registered on 29.01.2016.

Learned trial Court has rightly allowed the application on the ground that applicant has purchased the land and she would be necessary party in the suit and no effective order/decreed can be passed in the absence of applicant.

So in the light of the discussion, the orders of the trial Court does

not reflect any material irregularity or perversity which warranting interference. Hence the present revision petition stands dismissed.

(RITU BAHRI)
JUDGE

24.08.2017

anil

Whether speaking/reasoned Yes/No

Whether reportable Yes/No