

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

CR No. 7263 of 2017 (O&M)

Date of Decision: 24.10.2017

Inderjeet Singh minor through mother Parneet Kaur

... Petitioner

Versus

Hardyal Singh and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Ms. Meenu N. Jajoria, Advocate for
Mr. PPS Duggal, Advocate
for the petitioner.

ANIL KSHETARPAL, J. (ORAL).

The plaintiff is petitioner in this revision petition. An application filed by the petitioner under Order 39 Rules 1 and 2 has been dismissed by the trial Court and affirmed by the first Appellate Court.

The plaintiff had filed a suit seeking declaration that the sale deed executed by defendant No.2 in favour of defendant No.1 is illegal, null and void and without legal necessity.

The plaintiff/petitioner has prayed that alienation of the property in dispute be stayed during the pendency of the suit.

Any alienation made during the pendency of the suit would be hit by the rule of Lis pendens. It is still to be proved whether the property is joint Hindu family property or not. There is a registered sale deed in favour of the defendant. Once there is a registered sale deed, there is a presumption of its genuineness.

Taking into consideration the aforesaid facts, this Court does not find any good ground to interfere with the order passed by the trial Court.

The revision petition is dismissed.

(ANIL KSHETARPAL)
JUDGE

24.10.2017
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No