

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

**C.O.C.P. No.1370 of 2007 (O&M)
Date of Decision: 07.03.2017**

Baldev Singh

..... Petitioner

Versus

Narender Kaur @ Nachhtro and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mrs. Shallie Mahajan, Advocate for
Mr. Parmod Goyal, Advocate for the petitioner.

None for the respondents.

JASWANT SINGH, J. (Oral)

The petitioner/plaintiff along with his brother-Baljinder Singh filed a suit for specific performance of agreement to sell dated 01.02.1980 with respect to 07 Kanals and 4-1/2 Marlas of land, executed by Swaran Singh on behalf of the real owner-Jagir Kaur. The suit was decreed on 27.11.1985 by the trial Court, however, on the appeal filed by the defendant-Jagir Kaur, the decree of reversal dated 12.05.1988 was passed. Resultantly, the petitioner/plaintiff filed RSA No.1440 of 1988, wherein the interim order dated 17.03.2008 was passed, directing the maintenance of *status quo* regarding possession as well as alienation.

In the present contempt petition, it is alleged that the LRs of Jagir Kaur (since deceased) have gifted the suit land to respondent No.2- Sant Baba Bhupinder Singh Ji, who is on the strength of the Gift Deed threatening to dispossess the petitioner. Hence, it is alleged that the interim orders have been violated.

At the time of hearing, learned Counsel for the petitioner points

out that in the separate appeal bearing RSA No.1441 of 1988 filed by the

similarly situated plaintiffs therein qua sale of land through a separate agreement to sell on behalf of real owner-Jagir Kaur has since been disposed of and the rule discharged. Learned Counsel, therefore, very graciously submits that the present contempt petition may also be disposed of in the light of the orders dated 13.07.2016, passed in COCP No.1369 of 2007.

In view of the above, no further action is warranted.

The rule is discharged.

March 07, 2017

Gagan

(JASWANT SINGH)
JUDGE

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