

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR 2271-2016 (O&M)
Date of decision: 31.05.2018

Dinesh Kumar and another

.....Petitioners

versus

Chittaranjan Dass

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.K.L.Kohli, Advocate for the petitioners
Mr.Ashok Bhardwaj, Advocate for the respondent

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Impugned in the present revision petition is the order dated 5.11.2015, passed by learned Additional Civil Judge (Senior Division), Chandigarh, vide which, application filed by Dinesh Kumar and Mahesh Kumar sons of Chittaranjan Dass -plaintiff to become party was dismissed.

Heard.

It comes out that Chittaranjan Dass has filed a suit for partition by way of separate possession of the disputed property against his wife Sunita Dass. In the suit, an application was filed by their sons Dinesh Kumar and Mahesh Kumar to become party on the ground that they have got rights by birth in the suit property. Learned trial Court took a view that the plaintiff claims to have purchased the property on 23.1.2014 with the defendant in equal share. There is nothing to suggest that property was Hindu Joint Family property, as claimed by the applicants. Only registered owner of the property has been made party for the purpose of partition. Therefore, in the partition

suit, sons are not necessary party. I agree with the view taken by the trial Court.

There is no illegality or infirmity in the impugned orders.
Resultantly, the present revision petition stands dismissed.

31.05.2018
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:	Yes
Whether Reportable:	No