

116

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

CR No. 3276 of 2018
Date of Decision: 16.05.2018

Sunita Yadav

....Petitioner

Vs

Sushma Yadav

....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Shashi Kumar Yadav, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

It is a settled principle of law that at the time of consideration on application under Order 7 Rule 11 CPC, only averments made in the plaint are to be seen.

Nature of property vis-a-vis agriculture land or otherwise would be gone into by the trial Court at the relevant stage with reference to evidence likely to be brought on record by the parties.

Whether the plaintiff and the defendant are licencees of the plots allotted by Co-operative Society or not, would also be gone into by the trial Court at the relevant stage.

The application has been dismissed by the trial Court on correct parameters.

There is no illegality or perversity in the impugned order.

This revision petition is accordingly, dismissed.

16.05.2018
Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No