

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

**CR-3400-2018 (O&M)**

**Date of decision : 21.5.2018**

**Daljit Singh**

**..... Petitioner**

**Versus**

**Indian Red Cross Society and another**

**..... Respondents**

**CORAM : HON'BLE MR. JUSTICE KULDIP SINGH**

Present:- Mr. N.S. Dadwal, Advocate for the petitioner.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

**KULDIP SINGH J. (ORAL)**

Heard.

It comes out that the suit filed by the plaintiff-Daljit Singh for challenging the gift deed dated 1.4.2008 executed by defendant No 2-Parphool Chand Thakur in favour of defendant No. 1-Indian Red Cross Society, District Amritsar and also for possession of the suit land measuring 44 kanal 19 marlas with consequential relief of permanent injunction, was dismissed by the learned trial Court on 28.3.2018. In the appeal, plaintiff sought the stay of judgment of the trial Court which was declined by the lower Appellate Court vide the impugned order dated 9.5.2018 holding that there is nothing on record which could prima facie establish that plaintiff is entitled to interim injunction.

I am of the view that it is not appropriate to comment on the merits of the case as it may prejudice the decision in the main appeal.

Therefore without interfering in the impugned order dated 9.5.2018 passed by lower Appellate Court, it is directed to hear the appeal on merits and decide the same within two months from today, excluding the summer vacations.

Both the parties are directed to appear before the lower Appellate Court.

Disposed of.

Since the main petition is disposed of, the miscellaneous application pending, if any, also stands disposed of.

**(KULDIP SINGH)**  
**JUDGE**

**21.5.2018**  
*preeti*

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|-----------------------------|-----|
| Whether speaking / reasoned | Yes |
| Whether Reportable:         | No  |