

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110

CR No.352 of 2017 (O&M)
Date of Decision : 09.07.2018

Narbada

..... Petitioner

Versus

Sukhchain Singh and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Vishal Sharma, Advocate for
Mr. Surinder Sharma, Advocate
for the petitioner.

Mr. Ashok Giri, Advocate
for the respondents.

AJAY TEWARI, J. (Oral)

This petition has been filed against the order of the Rent
Controller declining an application filed by the petitioner to be impleaded as
a party.

On the last date the following order was passed :-

*“This petition has been filed against the order of the
Rent Controller declining to implead the petitioner as a party.*

*The admitted facts are that the property in dispute was
owned by Parkash Kaur. Parkash Kaur died leaving behind
two sons namely Charanjit and Ravi Pal who admittedly
became co-owners of the property. Ravi Pal sold the property
in dispute to respondent No.1 who filed the eviction petition
against the tenant. The case of the petitioner on the other hand
is that actually Ravi Pal had no right to sell the specific*

portion since he and her father had equally inherited the property and, infact before the sale deed filed by Ravi Pal, the petitioner had filed a suit for partition and as a matter of fact now a preliminary decree has been passed on 19.09.2017 and as per that preliminary decree the petitioner and respondent No.1 would become co-owners of the property since respondent No.1 has purchased the share of the Ravi Pal.

Counsel for respondent No.1 seeks a short adjournment to ascertain these facts.

Adjourned to 09.07.2018.

To be shown in urgent list.”

Today Sh. Ashok Giri, Advocate has very fairly accepted that the factual position as depicted in the last order was correct and in the circumstances he would have no objection if the petitioner is impleaded as a party in the rent petition. Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

09.07.2018

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No