

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

Civil Revision No.4037 of 2018

Date of Decision: 04.07.2018

Gurpreet Singh

...Petitioner

Vs.

Gurnam Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Jagtar Singh Sidhu, Advocate, for the petitioner.
Mr. Lakhwinder Singh Sidhu, Advocate,
for the respondents-caveators.

Amol Rattan Singh, J (Oral)

By this petition, the petitioner who is plaintiff in the suit in question, challenges the order dated 25.05.2018 of the learned Additional Civil Judge (Sr. Divn.), Mansa, by which his application under Order 39 Rules 1 and 2 of the CPC has been dismissed, as also the order dated 31.05.2018 of the learned Additional District Judge, Mansa, by which his appeal filed against that order has also been dismissed.

The interim injunction sought by the petitioner was that the respondents-defendants be restrained from executing a sale deed qua the suit land, pursuant to an agreement which was stated to have been entered into by them with a third party, with the date of the execution of the sale deed fixed for 31.05.2018.

When this case came up for hearing before this Court on 02.07.2018, learned counsel for the parties had been asked to take instructions as to whether the sale deed has actually been executed or not,

with the learned counsel for the respondents-caveators submitting that three sale deeds have been executed on 07.06.2018 qua the suit land.

Copies of the sale-deeds having been handed over to the learned counsel for the petitioner, he does not deny that the subject matter of the sale-deeds is the suit land itself.

That being so, as regards the prayer for interim injunction, the same has already been rendered infructuous and consequently, this petition is also rendered so.

Learned counsel for the petitioner seeks liberty to take all remedies as available to him as regards impleadment of any third person to whom the suit land has been sold. Naturally, upon any application filed by him before the learned Civil Judge, it would be dealt with on its own merits.

04.07.2018
vcgarg

(Amol Rattan Singh)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable :No