

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

CR No. 5395 of 2018 (O&M)

Date of Decision: 21.08.2018

Gurinderjeet Singh

-Petitioner

Vs

Jaswinder Singh

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. N.K. Verma, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

1. Petitioner has assailed the orders passed by both the Courts below thereby allowing the prayer in terms of Order 39 Rules 1 and 2 CPC.

2. Perusal of the impugned order would show that the petitioner-defendant has been restrained from alienating the suit property during pendency of the suit.

3. Even otherwise, alienation during pendency of the suit would be hit by doctrine of *lis pendens*. The nature of the property has to be preserved during pendency of the suit. No prejudice is going to be caused to the petitioner in case alienation of the suit property is stayed during pendency of *lis* between the parties.

4. There is no scope of interference in this revision

petition.

5. Accordingly, this revision petition is dismissed.

6. However, trial Court shall make every endeavor to decide the suit at the earliest.

21.08.2018

Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No