

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

CR-8238-2018

Date of decision:-4.12.2018

Jogender Parsad

...Petitioner

Versus

Municipal Committee, Hathin and another

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.Kul Bhushan Sharma, Advocate
for the petitioner.

H.S. MADAAN, J.(ORAL)

The plaintiff had filed a civil suit seeking injunction against the Municipal Committee and Amar Chand. An application for grant of ad-interim injunction was dismissed by the trial Court. The plaintiff had filed an appeal against that order. The same was also dismissed. Hence the plaintiff has approached this Court by filing the revision petition.

Admittedly, the Municipal Committee has initiated proceedings under The Public Premises (Eviction of Unauthorized Occupants) Act, 1971 to seek possession of the land from the petitioner and no order can be passed restraining the Municipal Committee from doing so. I find that the orders passed by both the Courts below are well reasoned and do not suffer from any illegality or infirmity. The Courts below have exercised the jurisdiction vested in them in a proper and appropriate manner. The case of the petitioner does not fall within four corners of Section 115 CPC dealing with grant of relief of revision. Since

possession of the land is being taken in accordance with law and not otherwise, finding no merit in the civil revision petition, the same stands dismissed.

4.12.2018

Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No