

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

102

CR-2383-2019 (O&M)
Date of decision: 14.11.2019

Shashi Kataria and others

....Petitioners

versus

Sher Singh and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Sandeep Jasuja, Advocate
for the petitioners.

GIRISH AGNIHOTRI, J. (Oral)

The present revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 02.03.2019, passed by learned Civil Judge, Junior Division, Gurugram (Annexure P-6) in Civil Suit No.5281 of 2018 (Sher Singh vs. Smt. Inderwati and another), vide which the learned trial Court has allegedly wrongly and erroneously dismissed the application of the petitioners under Order 1 Rule 10 C.P.C. for impleading themselves as defendants.

Learned counsel for the petitioners contends that respondent No.1/plaintiff had filed the suit claiming a decree of declaration to the effect that the plaintiff is owner in possession of the suit property comprised of residential house built up on plot of land measuring 359 sq. yards, bearing property ID No.73C 847 UA 20 marked by letters ABCD and represented in red colour in the site plan attached with the plaint, situated at Gandhi

Mohalla, Ward No.14, 8 Biswa, Village Gurugram, Tehsil and District Gurugram, to the extent of 3/4th share (1/4th share of his own and 1/2 share of the defendants) and the defendants have got no right, titled and interest in the suit property or any part thereof in any manner whatsoever.

It is very fairly contended by learned counsel for the petitioners that a decree of declaration was passed in favour of the plaintiff during pendency of the present revision petition.

In view of the above, learned counsel for the petitioners prays that no further orders are called for and the present revision petition has become infructuous.

Accordingly, the present revision petition is disposed of as having become infructuous.

No order as to costs.

(GIRISH AGNIHOTRI)
JUDGE

14.11.2019
anju rani

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