

Om Parkash

.....Petitioner

Versus

Krishan and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Abhimanyu Singh, Advocate for the petitioner.

NIRMALJIT KAUR, J. (ORAL)**CM-14316-CII-2019**

Allowed, as prayed for.

CR-4227-2019

While praying for setting aside two orders dated 27.11.2018 and 27.05.2019 passed by the Additional Civil Judge (Senior Division), Tosham (for short, the trial Court) and Additional District Judge, Bhiwani, dismissing the applications of temporary injunction, learned counsel for the petitioner contended that his applications have been dismissed on the ground that they are co-owners but raising of any construction on the land occupied by the co-owners will reduce the value of the property of the petitioner.

The said argument has no merit, in view of the safe guard provided by the trial Court in the order dated 27.11.2018 itself stating therein that the parties shall not claim right over any specific portion of land on the basis of their construction and that the final partition shall be effective irrespective of any construction.

Hence, no ground is made out.

Dismissed accordingly.

11.07.2019*sandeep***(NIRMALJIT KAUR)**
JUDGE