

RSA-4224-2017 (O&M)

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

RSA-4224-2017 (O&M)

Date of decision : 11.02.2019

Ishmial

... Appellant

Versus

Deep Ram (deceased) through LRs and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. K.C. Rajput, Advocate
for the appellant.

AMIT RAWAL, J. (ORAL)

Concededly, the appellant-plaintiff has already filed the objections under Order 21 Rule 97 of the Code of Civil Procedure with regard to the partition proceedings of *abadi deh* land, in a dispute amongst the co-sharers, which is independent proceedings under Order 21 Rules 101 and 102 of CPC. In such circumstances, the injunction suit filed by the plaintiff could not sustain.

In this view of the matter, I do not find any illegality and perversity in the judgment and decree of the lower Appellate Court, much less, no substantial question of law arises for determination. No ground for interference is made out.

Resultantly, the present regular second appeal is dismissed.

11.02.2019

Yogesh Sharma

**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**