

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

CR-174-2020 (O&M)

Date of decision : 13.01.2020

Lakhwinder Singh and others

...Petitioners

Versus

Gurpreet Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Hardip Singh, Advocate for the petitioners.

ANIL KSHETARPAL, J. (ORAL)

Plaintiffs-petitioners are in the revision petition against the orders passed by the learned trial Court dismissing an application filed under Order 39 Rules 1 and 2 CPC, declining to grant injunction restraining the defendants from alienating the suit property during the pendency of the suit. The aforesaid order has been confirmed in appeal.

The plaintiffs are challenging the correctness of two registered sale deeds dated 30.09.1999 and 05.11.2003.

Both the Courts, on appreciation of material available on the file, held that the plaintiffs have failed to prove and establish prima facie case in their favour.

Only prayer made is to injunct the defendants from alienating

the suit property. As per the Rule of Lis Pendens, any alienation made during the pendency of the suit is subject to the decision of the suit and, therefore, all the alienations have been made subservient to the decision of the suit.

In view thereof, there is no ground to interfere.

Accordingly, the present revision petition is dismissed.

13.01.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No