

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

202

CR-1381-2018 (O&M)

Date of decision: 24.02.2020

GURPREET SINGH

... Petitioner

Versus

HARDIAL SINGH AND ORS

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Parminder Singh, Advocate for the petitioner.
None for respondents No.1 and 3.
Mr. BD Rana, Advocate for respondent No.2.

REKHA MITTAL, J. (Oral)

Challenge in the present petition has been directed against order dated 09.02.2018 (Annexure P7) whereby application under Order 1 Rule 10(2) of the Code of Civil Procedure for impleading the petitioner as a party in suit for possession by way of specific performance of agreement to sell dated 27.06.2014 filed by respondent No.1 against respondents No.2 and 3 has been dismissed.

The petitioner has sought to be impleaded as a party in the said suit on the premise that respondent No.2 entered into agreement to sell dated 07.07.2014 after canceling the agreement dated 27.06.2014.

The controversy raised in the present petition is squarely covered against the petitioner, in view of the judgment of this Court passed in **Bhopal Singh Yadav VS. Krishan Kumar and ors., CR No.6391 of 2019, decided on 27.01.2020**. Accordingly, finding no merit, the petition fails and is dismissed.

Nothing stated in this order shall cause prejudice to right of the petitioner to file an application before the Court below for decision of both the suits for specific performance, one filed by the petitioner and other by Hardial Singh, by the same Court. In case such an application is filed, the same shall be decided, in accordance with law.

24.02.2020

ashok

**(REKHA MITTAL)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No