

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

Civil Revision No.2683 of 2019

Date of Decision:7.1.2020

Sohan Lal

...Petitioner

Versus

Rekha and others

...Respondents

CORAM: HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr.Amandeep Singh Manaise, Advocate
for the petitioner

RAJIV NARAIN RAINA, J. (ORAL):

Prayer in this petition is to set aside the order dated 28.2.2019 passed by the Additional District Judge, Ambala vide which order dated 16.3.2018 passed by the Civil Judge (Jr.Divn.) Naraingarh has been set aside and the petitioner-plaintiff's application for ad interim injunction had been dismissed.

Admittedly, 2 marlas of land claimed by the petitioner purchased from respondent No.1 on 12.5.1999 is a vacant land in a joint khewat situated in Ward No.13, Krishna Colony, Naraingarh, District Ambala.

The vendor was respondent No.1 in the suit from which the petitioner -plaintiff had bought the land which respondent No.1 had earlier purchased from the owner/s vide sale deed dated 11.6.1993. At best, the case of the petitioner is that he is a share holder of 2 marlas of land and cannot claim any inch of the land till the partition takes place identifying and separating the shares of the purchasers in the joint khewat and till such time an order of status quo cannot be passed in favour of the petitioner-plaintiff as his land is not identified. Even in case a khasra number or a

demarcated property is mentioned in the sale deed that will confer no right on the petitioner-plaintiff and he would still have to abide by final mode of partition, if any.

No ground is made out to interfere in the impugned order dated 28.2.2019.

The petition is dismissed.

January 7, 2020
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(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No