

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

Through Video Conferencing

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CR-2191-2020(O&M)

Date of Decision : September 01, 2020

MANDIR EK ONKAR TIRATH AND ANOTHER

.....Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. Ravi Dutt Sharma, Advocate
for the petitioners.

NIRMALJIT KAUR, J. (Oral)

The prayer in the present petition is for setting aside order dated 29.7.2020 (Annexure P-15) whereby the application dated 13.7.2020 (Annexure P-11) filed by respondent No.1 under Order 1 Rule 10 CPC for getting impleaded party in the suit has been allowed.

While praying for setting aside the said order, learned counsel for the petitioners submitted that the dispute in the present case is with respect to possession and is not a case for deciding the title. Hence, the application filed by respondent No.1-State through Collector to be impleaded as a party on the ground that he was the owner of the suit land should have been dismissed.

Admittedly, even the issues have not been framed in the present case. Respondent No.1 came well in time to be impleaded as a party by claiming himself as the owner of the suit property and, therefore, claiming right, title and interest in the suit property. In these

circumstances, this Court finds that respondent No.1 too would be a necessary party in order to adjudicate the suit on merits. No fault can be found with the order dated 29.7.2020 (Annexure P-15) allowing the application of respondent No.1 to be impleaded him as a party.

Dismissed accordingly.

September 01, 2020

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(NIRMALJIT KAUR)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No