

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

CR-6849-2019(O&M)

Date of decision: 17.03.2020

Sanjeev Kumar

.....Petitioner

Versus

Surinder Singh Bedi and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Vinod Khunger, Advocate for the petitioner

ANIL KSHETARPAL, J. (ORAL)

The defendant-petitioner has filed the present revision petition against order dated 17.9.2019. Tajinder Singh and Sukhwinder Singh are stated to have sold certain properties by a registered sale deed dated 12.2.2018 in favour of petitioner-defendant no.3. Two separate suits have been filed for grant of decree of possession by way of specific performance by Surinder Singh Bedi and Gurpreet Singh. Tajinder Singh and Sukhwinder Singh are defendant no.1 and 2 in both the suits whereas Sanjiv Kumar-petitioner is defendant no.3. Sanjiv Kumar-petitioner has pleaded that he is a bona fide purchaser and in fact, two agreements to sale are ante dated agreements in order to frustrate the rights of the defendant-petitioner. Both the suits are stated to be pending before the same Presiding Judge. Defendant No.3-petitioner filed an application for consolidating both the suits or in alternative both the cases should be decided on the same day. Learned Trial Court dismissed the application on the ground that no ground to consolidate the suits has been made out. However, no finding has been given with respect to the

alternative prayer made in the suit.

Keeping in view the aforesaid facts, learned Trial Court is requested to pass fresh order after considering the alternative prayer made in the application within a period of one month.

Since the present order has been passed without issuing notice, therefore, the respondents would be at liberty to move an application for recall, if they feel aggrieved.

Disposed of.

17.03.2020	(ANIL KSHETARPAL)
rekha	JUDGE
Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No