

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

114

**CR-2401-2021 (O&M)
Date of Order: 25.10.2021**

CHANDERMUKHI

..Petitioner

Versus

SATISH KUMAR AND ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Navmohit Singh, Advocate
for the petitioner.

ANIL KSHETARPAL, J(Oral)

The application filed by the petitioner under Order 1 Rule 10 CPC for being impleaded as defendant in a suit for grant of decree of permanent injunction against the State of Haryana has been dismissed by the trial Court.

The plaintiff (respondent) herein has sought declaration that the notice dated 07.10.2020, issued by the State of Haryana alleging that the plaintiff has raised the construction in violation of the Provisions of Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Act, 1963 is illegal. The petitioner claims that the aforesaid notice was issued on the complaint made by him. The learned trial Court in exercise of discretion has observed that the petitioner is not a necessary party to the suit. The learned counsel representing the petitioner contends that the petitioner may not be necessary party but he is a proper party.

Be that as it may.

The revision petition be disposed of by permitting the petitioner to assist the Government counsel in defending the suit.

All the pending miscellaneous applications, if any, are also disposed of.

October 25, 2021
Ay

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No