

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

105

CR-6156 of 2016 (O&M)
Date of decision: 23.11.2022

Ajit Kumar

..Petitioner

Versus

PNB Housing Finance Ltd. and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Namit Gautam, Advocate, for the petitioner.

Mr. Nitin Grover, Advocate, for respondent no.1.

ANIL KSHETARPAL, J(Oral)

An application filed by the applicant for his impleadment in a pending suit filed by the PNB Housing Finance limited for the recovery of the amount has been dismissed. The court has noticed that the trial of the suit is at the fag end and the petitioner has filed the application only with a view to delay the decision of the suit. It may be noted here that the petitioner has admittedly filed a separate suit challenging the aforesaid mortgage in favour of the PNB Housing Limited. There are three cases pending in this regard.

A suit for recovery cannot be kept pending till eternity. Once the petitioner has already filed a separate suit challenging the mortgage therefore, there is no ground to interfere is made out.

Dismissed.

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

November 23, 2022

(ANIL KSHETARPAL)
JUDGE

nt

Whether speaking/reasoned

: *Yes/No*

Whether reportable

: *Yes/No*