

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR-5892 of 2018(O&M)
Date of decision: 27.07.2022

Bakshish Singh

..Petitioner

Versus

Swaran Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. N.C.Kinra, Advocate
for the petitioner.

Mr. Naveen Batra, Advocate
for the respondents.

ANIL KSHETARPAL, J(Oral)

The petitioner herein is the plaintiff in a suit for grant of decree of permanent injunction, restraining the defendants from constructing any portion thereof or by demolishing the property of the plaintiff.

The dispute in the suit is with regard to the khasra number in which the suit property is located in Rect. No.28, Khasra No.15/1, 6/2/2/ or Rect. No.28, Khasra No.15/2.

The defendants initially tried to get the property demarcated from the revenue officials, but the application was returned by the officials on the ground that there are chances of manhandling.

Keeping in view the aforesaid facts, the Court has only appointed a Local Commissioner to report regarding the actual and factual position of the disputed khasra numbers after demarcating the site, in dispute.

The learned trial Court on appreciation of the facts of the case has exercised discretion in order to decide the matter effectively.

This Court while exercising supervisory jurisdiction under Article 227 of the Constitution of India does not find it appropriate to interfere in the same.

Hence, dismissed.

The learned counsel representing the petitioner submits that the suit is pending for the last 8 years.

Keeping in view the aforesaid fact, the learned trial Court is requested to make sincere endeavour for deciding the case, positively within a period of 9 months, from today.

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

July 27th, 2022

nt

(ANIL KSHETARPAL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>