

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

108(1)

**CR-6363 of 2017 (O&M)
Date of decision: 24.08.2022**

Vijay Kumar

..Petitioner

Versus

Pripta Devi @ Tripta Devi and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Nitin Jain , Advocate,
for the petitioner.

Mr. Sanjiv Kumar Aggarwal,
Advocate, for respondent no.1.

Mr. S.K.Mahajan, Advocate, for respondent no.2.

ANIL KSHETARPAL, J(Oral)

In a suit for grant of decree of declaration against the Municipal Committee, Cheeka, that the plaintiff is an owner in possession and the municipal record is required to be corrected, the petitioner's application for impleadment as defendant has been dismissed.

There is *inter-se* dispute between the petitioner as well as plaintiff. If the petitioner is impleaded as a party, the inter-se dispute between them will have to be first adjudicated which is not the subject matter of the suit.

The petitioner can file an independent suit. In a civil suit, the declaration, if any, is granted in personam and such a judgment does not operate in rem.

In view thereof, the revision petition is disposed of.

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

August 24, 2022

(ANIL KSHETARPAL)
JUDGE

nt

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