

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

115

**CR-8227 of 2018 (O&M)
Date of Order: 27.05.2022**

Balraj Singh

..Petitioner

Versus

Major Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. P.L.Singla, Advocate,
for the petitioner.

Ms. Pooja Chopra, Advocate,
for respondent no.1.

ANIL KSHETARPAL, J(Oral)

While assailing the correctness of the order dated 12.11.2018, passed by the Court on an application filed under Section 10 of the Code of Civil Procedure, 1908, the plaintiff has filed the present revision petition. There are two suits filed on the same point in issue. The first suit was filed by Sh. Major Singh and 6 others against Sh. Balraj Singh. Subsequently, Sh. Balraj Singh filed a suit against Major Singh claiming that out of 7 plaintiffs in the first suit, he has settled the dispute with 4 of them.

The trial Court stayed the proceedings in the subsequent suit after observing that the point in issue in both the suits is common and identical.

This Bench has heard the learned counsel representing the parties at length and with their able assistance perused the paper book.

The learned counsel representing the petitioner contends that because of stay of proceedings in his suit, the interim order granted in favour of the petitioner has come to an end. He claims a temporary injunction to prevent the respondents from alienating the suit property.

On the other hand, the learned counsel representing respondent no.1 contends that the interim protection was only granted upto a particular time and thereafter, the interim order was never extended.

If there was any interim order passed in the suit which was continuing till the impugned order was passed, the same will continue to operate. However, if it did not exist upto the date of passing of the impugned order, this Court does not find it appropriate to extend the interim order.

Keeping in view the aforesaid facts, no ground to interfere is made out.

Dismissed.

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

May 27, 2022

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(ANIL KSHETARPAL)
JUDGE

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