

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

**COCP-1401-2016 (O&M)
Date of decision: 26.07.2023**

Surtinder Kaur

... Petitioner

Vs.

Ajit Balaji Joshi and ors.

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: None for the petitioner.

ARVIND SINGH SANGWAN, J. (ORAL)

The petitioner alleges violation of the order dated 21.01.2014 passed in RSA-4506-2013, vide which it was directed to maintain status quo regarding alienation of the property in dispute.

As per facts of the case, plaintiff filed a suit for declaration that she is owner of the property in dispute and transfer letter dated 14.05.1998 in favour of defendant No.1 i.e. present petitioner, whos is appellant in aforesaid RSA, be declared null and void. Thereafter, the Court that status quo regarding alienation be maintained.

In the compliance affidavit of Assistant Estate Officer, U.T. Chandigarh, details of status of the property in hands of the erstwhile owner is given. It is stated that while decreeing the suit on 22.02.2010, Smt. Kuldeep

Kaur was declared owner of 100% share of the property and a decree was passed and the lower appellate Court dismissed the appeal on 27.08.2013. It is further stated that after dismissal of the appeal, Kuldeep Kaur again approached the officer of Estate Officer, U.T. Chandigarh for cancellation of transfer letter, with an affidavit that she will not alienate the property in compliance of the order passed in the aforesaid RSA, therefore, Estate Officer rectified the allotment record by withdrawing the transfer letter dated 14.05.1998, therefore, there is no violation of the order passed in aforesaid RSA.

In view of the above, this petition does not survive and the same is rendered as infructuous.

[ARVIND SINGH SANGWAN]
JUDGE

26.07.2023
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No