

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

136

2023:PHHC:150908

CR-1222-2022

Date of decision: 28.11.2023

SHARMILA

..Petitioner

Versus

BHAGWAN KAUR AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Arvind Yadav, Advocate
for the petitioner.

Mr. J.S. Sohal, Advocate
for Mr. Vipin Pal Yadav, Advocate
for respondent No.1 and 2.

ANIL KSHETARPAL, J(Oral)

1. The petitioner before this Court is a defendant in a suit filed by the plaintiffs for grant of decree of permanent injunction. The plaintiffs claim to be owner in possession on the basis of the registered sale deed.
2. On the other hand, the defendant (petitioner herein) claims an agreement to sell dated 21.08.2019, executed in her favour. The trial Court has ordered the parties to maintain the status quo. The petitioner filed an application before the trial Court for providing the police help as he claims that the plaintiffs are trying to dispossess her and the Court has refused to grant police help because a status quo order has been passed and the suit is pending.
3. This Bench has heard the learned counsel representing the parties at length and with their able assistance perused the paperbook.
4. The learned counsel representing the petitioner submits that as per the agreement to sell dated 21.08.2019, the possession of the property was delivered to the petitioner in the year 2011 and therefore, the Court should have allowed the application.

5. This Court has considered the submissions of the learned counsel representing the parties.
6. The order of maintaining the status quo is only an interlocutory order. It has been passed in the suit filed by the plaintiff.
7. At this stage, the Court is not in a position to even *prima facie* hold that the petitioner is in possession of the disputed property.
8. Keeping in view the aforesaid facts, no ground to interfere is made out.
9. Dismissed accordingly.
10. All the pending miscellaneous applications, if any, are also disposed of.

November 28th, 2023

Ay

(ANIL KSHETARPAL)
JUDGE

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