

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

CR-3832-2022(O&M)

Date of decision:-24.2.2023

Surinder Kaur (since deceased) through his LR

...Petitioner

Versus

Taranjit Singh and another

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.Sharad Mehra, Advocate
for the petitioner.

H.S. MADAAN, J.

1. In a suit for declaration filed by plaintiff Surinder Kaur against her son Taranjit Singh and one Amit Chhabra, pending in the Court of Addl.Civil Judge (Sr.Divn.), Amritsar, the plaintiff had filed an application to implead one Sukhwinder Singh and Ranjit Kaur as defendants No.3 and 4 alleging that defendant No.2 vide sale deed dated 1.3.2019 had transferred the suit property in their favour during pendency of the suit, as such they were necessary party to the suit for adjudging the legality of the sale deed. The plaintiff also sought amendment of the plaint to make corresponding additions for the said reason.

2. That application was opposed by the defendants.

3. Vide the impugned order dated 31.8.2022, the trial Court dismissed the application for the reason that the sale deed executed by defendant No.2 during pendency of the suit was hit by doctrine of *lis pendens* and there was no necessity of the plaintiff impleading the

purchasers under the sale deed in question or to carry out corresponding amendment in the plaint.

4. Such order left the plaintiff aggrieved and she has approached this Court by way of filing the present revision petition, notice of which was given to respondents. However, there was no representation on behalf of the respondents.

5. I have heard learned counsel for the petitioner besides going through the record and I find that there is absolutely no merit in the revision petition.

6. The impugned order passed by the trial Court is quite detailed and well reasoned and it does not suffer from any illegality or infirmity and is not having any element of arbitrariness or perversity. The revisional jurisdiction of this Court is quite limited and considering the facts and circumstances of the case, there is no reason to interfere with the impugned order by way of exercising the revisional jurisdiction.

7. Finding no merit in the revision petition, the same stands dismissed.

The interim order dated 14.9.2022 passed by this Court directing the trial Court to adjourn the case beyond the date fixed before this Court, thus comes to an end.

Since the main revision petition has been dismissed, the miscellaneous application(s), if any, stand disposed of accordingly.

24.2.2023

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(H.S.MADAAN)

JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No