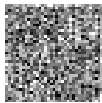


IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

111

2024.PHHC:069813



CR-2794-2017
Date of decision: 17.05.2024

PIARA ..Petitioner

Versus

MANGE RAM @ MANGA AND OTHERS ..Respondents

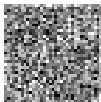
CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Lajpat Sharma, Advocate
for the petitioner.

Mr. Rakshit Gupta, Advocate
for Mr. Rakesh Gupta, Advocate
for respondent No.1 to 6.

ANIL KSHETARPAL, J(Oral)

1. The application filed by the petitioner for impleading him in the counter claim has been dismissed by the trial Court.
2. The correctness of such order is challenged before this Court.
3. Originally, the suit has already been withdrawn.
4. The counter claim filed by the defendant is pending. The petitioner claims that he belongs to a particular community and the suit property is being used for religious purpose. The petitioner submits that he being the worshiper is required to be impleaded as party.
5. The trial Court has already observed that the applicant-petitioner can file an independent suit.
6. This Court also is of the opinion that unless the applicant is a necessary party, his application under Order I Rule 10 of the Code of Civil Procedure, 1908, cannot be allowed.
7. Keeping in view the aforesaid facts, no ground to interfere is



- 8. Dismissed accordingly.
- 9. All the pending miscellaneous applications, if any, are also disposed of.

May 17th, 2024

Ay

(ANIL KSHETARPAL)
JUDGE

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