

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

113

2025:PHHC:023431



CR-1346-2018 (O&M)
Date of decision: 18.02.2025

DHARAMBIR SINGH

..Petitioner

Versus

ASHA AND ANOTHER

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Mukesh Rao, Advocate
Mr. Ravi Rai, Advocate
for the petitioner.

Mr. Raghbir Singh, Advocate
for Mr. Abhimanyu Singh, Advocate
for respondent.

ANIL KSHETARPAL, J(Oral)

1. This revision petition has been filed to challenge the correctness of First Appellate Court's order passed on 30.11.2017 while modifying the injunction order passed by the trial Court. Learned counsel for the petitioner does not dispute that the plaintiff's (petitioner herein) suit has been decreed in the year 2023. He submits that the First Appellate Court had erred in granting injunction in the following manner:-

“16. However, in fact and circumstances of the present case, the interest of justice will be served if the order of Learned Trial Court is modified. Consequently, the order of Learned Trial Court is modified and the parties to the present suit are directed to maintain status quo regarding raising of construction over the suit property and changing nature of the property till final partition between the parties. Consequently, the present appeal is decided accordingly. Memo of costs be prepared. Trial Court record along with copy of this judgment be sent to the concerned Court. Record of the instant appeal be consigned to the records, after due compliance.”



- 2. The temporary injunctions granted by the Court operate during the pendency of the suit once the plaintiff’s suit has been decreed, the revision petition is rendered infructuous.
- 3. Hence, the revision petition is disposed of as infructuous.
- 4. All the pending miscellaneous applications, if any, are also disposed of.

February 18th, 2025
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(ANIL KSHETARPAL)
JUDGE

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