

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

137

CR-4241-2024

Date of decision: 30.01.2025

M/S PUNJAB LOGISTICS INFRASTRUCTURE LIMITED

..Petitioner

Versus

VIJU @ VIJAY KUMAR AND ANOTHER

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Anil Mehta, Advocate
Mr. Prashant Kapila, Advocate
for the petitioner.

Mr. Munish Gupta, Advocate
Mr. K.S. Minhas, Advocate
Ms. Lobhpreet Kaur, Advocate
for respondents

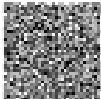
ANIL KSHETARPAL, J(Oral)

1. This revision petition is arising from interlocutory order passed by the Courts below in the application filed under Order XXXIX Rule 1 and 2 of the Code of Civil Procedure, 1908.

2. On 01.08.2024, the following order was passed:-

“Petitioner is aggrieved by the order dated 12.07.2024 (Annexure P.1) passed by learned Additional District Judge, Ludhiana, Punjab and also the order dated 16.04.2024 (Annexure P.2) passed by learned Civil Judge (Junior Division), Ludhiana whereby an application under Order 39 Rules 1 and 2 CPC moved by respondent No.1 was allowed and appeal there-against was dismissed by the learned Additional District Judge.

Learned counsel has drawn attention towards notification dated 26.08.2013 (Annexure P.3) whereby apart from other huge land, land of Khasra No.560 measuring 07 biswa 04 biswansi was notified for acquisition. Later on, plaintiff- Vijay Kumar (respondent herein) purchased 1/5th share in the said khasra number



to the extent of 8.8 biswansi by way of sale deed dated 31.10.2023.

Learned counsel for the petitioner submits that he does not dispute the fact that by virtue of the said sale deed, the petitioner and the respondent became cosharers as far this Khasra No.560 is concerned. However, the plaintiff has filed the suit seeking permanent injunction to restrain the defendants from alienating or transferring any specific portion of the land or for creating any kind of charge or changing the nature of the suit property not only in respect of Khasra No.560 but also in respect of the entire land otherwise owned by the petitioner, which land is approximately 150 acres. Learned counsel for the petitioner submits that the petitioner is ready to give an undertaking that it will not take any step to alienate or change the nature of land as far as Khasra No.560 is concerned, in which plaintiff - Vijay Kumar is a cosharer. However, both the Courts below have granted the relief to the plaintiff in respect to the entire land as mentioned in plaint.

Notice of motion for 21.01.2025.

In the meantime, status-quo regarding title, possession and nature of land shall be maintained only qua Khasra No.560.”

- 3. Learned counsel for the petitioner submits that in view of the subsequent order passed by the trial Court on 05.10.2024, the cause for filing the revision petition does not survive.
- 4. Keeping in view the aforesaid facts, the revision petition is disposed of as infructuous.

January 30th, 2025

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(ANIL KSHETARPAL)
JUDGE

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