



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.5178 of 2023 (O&M)

Date of Order:15.02.2025

Sarita Gupta

.Petitioner

Versus

Neetu @ Nisha

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Nisha Rana, Advocate
for the petitioner.

Mr. S.S.Momi, Advocate
for the respondent.

ANIL KSHETARPAL, JUDGE (Oral)

C.M.No.21356-CII-2023

1. Allowed as prayed for.
2. Annexure R-2/1 to R-2/7 are taken on record.

C.M.No.21357-CII-2023

3. Allowed as prayed for.
4. Mr. Gurcharan Singh son of Shri Ram Lal, resident of House No.205, Sector-13, Urban Estate, Kurukshetra, Haryana, is impleaded as respondent no.2.
5. The petitioner herein has filed a pending suit for decree of permanent injunction against the defendant (respondent herein). Her application for grant of temporary injunction is pending. On 12.05.2023, ad-interim injunction to the following effect was granted in favour of the petitioner:-

“After hearing the rival submissions of the learned



counsel for both the parties and perusing the record on file, both the parties are directed to maintain status quo qua alienation and construction over the suit property till filing of written statement.”

6. She filed an application for grant of police help for implementation of the aforesaid order which has been declined. During the pendency of this revision petition, an application has been filed by Sh. Gurcharan Singh claiming to be in possession of the property pursuant to the agreement to sell executed by Smt. Nisha Rani ((defendant).

7. It is admitted by the learned counsel representing the parties that the application under Order 39 Rule 1 & 2 of CPC is pending before the trial court.

8. It is the applicant-Gurcharan Singh, who claims to be in possession and has constructed shops.

9. Keeping in view the aforesaid facts, the application for his impleadment in the injunction suit is allowed. He is permitted to file the written statement within one week from today. The trial Court is directed to decide the application for grant of temporary injunction after hearing all the concerned parties within a period of next 30 days.

10. It has been brought to the notice of the court that against the interlocutory order passed by this Court on 06.09.2023, COCP No.142 of 2024, is also pending.

11. The same is also taken on Board and is disposed of accordingly. The trial court would decide the application for grant of temporary injunction uninfluenced by the observations made in the impugned order.

12. Disposed of accordingly.



8. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

February 15, 2025

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