



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

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CR-5479-2023**Date of decision : 22.07.2025****Virbhan @ Veerbhan and others****..... Petitioners****versus****Attar Singh****..... Respondent****CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN**

Present: Mr. R.K. Girdhwal, Advocate
for the petitioners.

Mr. Manjeet Singh, Advocate
for the respondent.

PANKAJ JAIN, J. (Oral)

1. Counsel for the petitioners submits that the primary grievance of the petitioners is that even though the plaintiff is claimed to be owner in possession, but the same is on the strength of consolidation proceedings. Once it is an admitted fact that the consolidation proceedings are still going on and have not been finalized, the present suit seeking injunction to protect the possession in these circumstances is not maintainable.

2. *Per contra*, counsel for the respondent-plaintiff submits that the suit is not barred under any provision as there is no challenge to order passed by any authority under the provision of East Punjab Holdings (Consolidation and Prevention Fragmentation) Act, 1948. He however submits that even if the case of the petitioners is taken on its face value that the consolidation proceedings are pending, he has



instructions to give statement that the relief claimed in the present suit is subject to the finalization of the consolidation proceedings.

3. The aforesaid statement made by counsel for the respondent satisfies counsel for the petitioners.

4. In view thereof, the order passed by the Trial Court is clarified to the effect that the relief claimed in the suit is subject to finalization of the consolidation proceedings.

5. Revision petition is disposed off, accordingly.

(PANKAJ JAIN)
JUDGE

22.07.2025

Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No