



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

204

CR-1288-2023

Date of decision : 02.02.2026

Punjab Wakf Board

..... Petitioner

versus

Manpreet Singh and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Ghulam Nabi Malik, Advocate
for the petitioner.

Mr. Atul Goyal, Advocate
for respondent No.2.

PANKAJ JAIN, J. (Oral)

1. Present revision petition is directed against order dated 16.09.2022 passed by Civil Judge (Jr. Divn.), Ludhiana whereby an application filed by the petitioner-defendant in a suit filed by the plaintiff-respondent seeking rejection and return of the plaint under Order VII Rule 10 and 11 Code of Civil Procedure stands dismissed.

2. Petitioner filed suit seeking decree of permanent injunction in form of a decree of restrain against the defendants from interfering in his peaceful possession over the suit property claiming to have purchased the same in an open auction from Rehabilitation Department.

3. In the plaint, the petitioner has been arraigned as defendant No.2. Defendant No.2 preferred present application under Order VII Rule 10 and 11 CPC primarily disputing jurisdiction of the Civil Court claiming property to be a wakf property and disputing the



maintainability of the suit having been filed without service of statutory notice as required under section 89 of Wakf Act, 1995.

4. Mr. Nabi submits that the petitioner would be satisfied, if the Trial Court is directed to frame issue with respect to jurisdiction and maintainability of the suit. Mr. Goyal agrees to the aforesaid proposal.

5. In view thereof, the revision petition is disposed off as not pressed, but with the direction to the Trial Court to try the suit on the following two issues in addition to the issues already framed:-

“(i) Whether the jurisdiction of Civil Court is barred under the provisions of 1995 Act?

(ii) Whether the suit is not maintainable?

6. With the aforesaid modification in the impugned order, the revision petition is disposed off.

(PANKAJ JAIN)
JUDGE

02.02.2026
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No