



CR-1297-2024 (O&M)

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

(314)

CR-1297-2024 (O&M)

Date of decision: - 07.05.2026

Hardial Singh and another

....Petitioners

Versus

Malkiat Singh

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Atul Goyal, Advocate,
for the petitioners.

Mr. Jagdish Manchanda, Sr. Advocate with
Mr. Nischal Chetanya Manchanda, Advocate,
Mr. Vipul Thakur, Advocate, and
Mr. Akash Chaudhary, Advocate
for the respondent.

VIKAS BAHL, J. (ORAL)

1. Present revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 23.01.2024 (Annexure P-6) passed by the Civil Judge (Junior Division), Ludhiana whereby the application of the respondent-plaintiff for allowing the draftsman engaged by him to enter the premises of the petitioners to take measurement and prepare site plan of the property in question has been allowed.

2. Learned counsel for the petitioners has submitted that in the present case, an FIR has been registered by son of the respondent i.e. FIR



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No.220 of 2020 under Sections 406, 420, 423 and 120-B IPC and there is bad blood between the petitioners and the respondent and has submitted that in the said circumstances, the order passed by the trial Court to permit the respondent/plaintiff to enter the premises of the petitioners along with draftsman to prepare the site plan would infringe upon the privacy of the petitioners. It is submitted that in case the respondent or any of his other family members accompany the draftsman there is likelihood of breach of peace.

3. Learned senior counsel for the respondent has fairly submitted that since the trial Court has held that the preparation of the site plan by the draftsman would help him in properly adjudicating the matter, thus, the draftsman be permitted to enter the premises and it is stated that neither the respondent nor his family members would accompany the draftsman in making the site plan.

4. During the course of arguments, a very fair stand has been taken on behalf of the petitioners as well as on behalf of the respondent and the impugned order dated 23.01.2024 is modified to the extent that the draftsman of the respondent/plaintiff would /enter the premises of the petitioners and would make site plan, however, neither the respondent nor any of his family members would accompany the said draftsman.

5. In view of the above, the present revision petition stands disposed of.

May 07, 2026
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No