



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

127

CR-2671-2026

Date of decision:07.04.2026

MAHABIR

...PETITIONER

VERSUS

MANDIR GULAB RAI THROUGH MUKESH KUMAR AND ORS.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Mr. Nitish Yadav, Advocate
for petitioner.

PARMOD GOYAL, J. (ORAL)

Present civil revision petition has been preferred under Article 227 of the Constitution of India by petitioner for setting aside the impugned order dated 13.02.2026 (Annexure P-1) passed by learned Civil Judge (Senior Division) Kosli, whereby the application under Order I Rule 10 read with Section 151 of Code of Civil Procedure, 1908 ('CPC') for impleading petitioner as plaintiff No.5 in Civil Suit No.211 of 2018, was dismissed and it was held that respondents-plaintiffs are *dominus litus* and in present case petitioner is neither necessary party nor any relief has been sought against him.

2. Petitioner has sought his impleadment in suit preferred by respondents-plaintiffs wherein residents of village Guryani were defendants. It is the case of petitioner that people from village Bhuriyawas, Shadipur and Surakhpur are performing religious rituals at the disputed temple and since respondent No.1-plaintiff and respondents-defendants are hailing from same caste, they have not deliberately invited

other villagers and therefore, petitioner is necessary party and has sought his impleadment.

3. In present case, admittedly no claim has been made against petitioner. Petitioner has failed to show as to what right he has got against respondents-plaintiffs to join them to contest the abovesaid civil suit. Merely, because petitioner has a right to visit temple would not justify him to intervene in the suit preferred by respondents-plaintiffs seeking enforcement of their civil rights. Learned Court of First Instance has rightly held respondents-plaintiffs to be *dominus litus* and unless any cause is shown by respondents-plaintiffs against petitioner or with petitioner or against respondents-plaintiffs, petitioner cannot be held to be necessary party in present suit. Accordingly, there is no merit in present petition and accordingly, the impugned order passed by learned Court of First Instance is upheld being in accordance with law.

4. In view of above, present civil revision is dismissed being without any merit.

5. Pending application(s), if any, stand disposed of.

(PARMOD GOYAL)
JUDGE

07.04.2026
Sunil Chander

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