



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

CR-4269-2026

Date of Decision:21.05.2026

HARPREET SINGH

...Petitioner

Versus

SUKHWINDER SINGH AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Mr. Anupam Mathur, Advocate
for the petitioner.

PARMOD GOYAL, J. (ORAL)

Present revision petition has been preferred under Article 227 of the Constitution of India by the petitioner-defendant being aggrieved by order dated 05.05.2026 (Annexure P-5) passed in CMA-41-2026 by learned District Judge, Fatehgarh Sahib.

2. It is the case of petitioner-defendant that no appeal against order passed by learned Court of First Instance whereby relief of ex parte ad-interim injunction was declined is maintainable. However, learned Court vide order dated 05.05.2026 had not only entertained the appeal but had also restrained petitioner-defendant from interfering into the peaceful possession of the respondent No.1-plaintiff till next date of hearing. The next date before learned Court below is fixed as 26.05.2026.

3. I do not find any reasons justifying filing of present revision petition. If the learned District Judge, Fatehgarh Sahib had no jurisdiction, the only remedy available with petitioner-defendant was to approach the Court of learned District Judge, Fatehgarh Sahib to raise said objection

regarding the maintainability of appeal. Coming directly in revision petition against interim order dated 05.05.2026 passed by learned District Judge, Fatehgarh Sahib without appearing before him is not justified.

4. Therefore, present revision petition is disposed of accordingly, with liberty to petitioner-defendant to approach and appear before Court of learned District Judge, Fatehgarh Sahib and take all possible objections including objections as regards to maintainability of appeal or against *ex parte* restrain order passed on 05.05.2026.

5. If such recourse is adopted by the petitioner-defendant, learned District Judge, Fatehgarh Sahib shall decide appeal/application for interim stay within 15 days of appearance. Revision petition is accordingly disposed of in above terms.

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

21.05.2026
Ravinder

(PARMOD GOYAL)
JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No