



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

176

CR-9328-2025

Date of decision: 12.01.2026

NAVDEEP SINGH

...PETITIONER

VERSUS

ASHWANI SINGH AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Mr. M.S. Rai, Advocate
for petitioner.

PARMOD GOYAL, J. (ORAL)

Petitioner-applicant is aggrieved of order dated 20.11.2025 (Annexure P-5) passed by Civil Judge (Junior Division), Jalandhar, Punjab vide which application u/o I Rule 10 of Code of Civil Procedure, 1908 for impleadment of petitioner-applicant was dismissed by Court of first instance.

2. Admittedly, plaintiff, who happens to be brother of petitioner, has filed suit for permanent injunction against defendant-Jaswant Singh (another brother of petitioner as well as plaintiff) along with other persons, claiming to be in possession of suit property and since defendants are trying to take forcible possession, plaintiff sought permanent injunction against defendants. Petitioner-applicant, on the other hand, was not made party to said suit preferred by plaintiff.

3. Learned counsel for petitioner-applicant has argued that petitioner-applicant has already filed another suit for injunction in which plaintiff-respondent is also a party. Simple case of petitioner is that present suit has been preferred by plaintiff against him in collusive manner in connivance of defendant-Jaswant Singh to get a finding that it is plaintiff, who is in possession of entire suit property without making petitioner-



applicant as one of the parties and if any finding is given by Court, it shall be against interest of petitioner-applicant and shall impact the case of petitioner-applicant. However, learned Court of first instance has dismissed the application on the ground that it is plaintiff, who is *dominus litis* of his suit and it is plaintiff who has to decide against whom he wants to seek relief and whom to not sue.

4. On principle of law, I do not find any error in impugned order dated 20.11.2025. Plaintiff cannot be forced to fight litigation against his will. However, it is made clear that since petitioner-applicant is not party to suit, it would be open for him to argue that the findings in present suit are not binding on his rights.

5. Present revision petition is accordingly disposed of.

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

(PARMOD GOYAL)
JUDGE

12.01.2026
Sunil Chander

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