

Gurdev Singh Vs Jarnail Singh

Present: Sh. Yadwinder Singh Dhaliwal Advocate counsel for the plaintiff.

Civil Suit received by entrustment. Report of Reader seen. As per report of Reader, court fee properly stamped. It be checked & registered. Along with suit, plaintiff have filed an application under Order 39 Rule 1 & 2 CPC.

The brief case of the plaintiff, as pleaded, is that he is the sole owner and in possession of land measuring 22 Kanal 8 Marla, comprised in Khewat No. 354/315, Khatoni No. 483, bearing Khasra Nos. 295//1/2 (5-14), 295//2/2 (7-11), 295//9/1 (5-2) and 295//10/1 (4-1), as reflected in the Jamabandi for the year 2024-2025, situated within the revenue estate of Tehsil Phul, District Bathinda. It is pleaded that the defendant has no right, title or interest in the suit property or any part thereof and is a stranger to the same. It is further pleaded that the defendant is threatening to forcibly occupy the suit property and interfere with the peaceful possession of the plaintiff without his consent and without adopting any lawful procedure. Along with the plaint, the plaintiff has placed on file the relevant revenue record and other documents in support of his claim. The documents so placed on file have been perused. From the perusal of the Jamabandi for the year 2024-2025, qua the relevant Khewat, Khatoni and Khasra numbers, the plaintiff is reflected as owner in possession of the suit property, whereas the defendant is not reflected therein as owner or co-sharer thereof. Thus, at this stage, the plaintiff has been able to establish a prima facie case in his favour. The balance of convenience also lies in favour of maintaining the existing position of the suit property till the defendant is heard. In case the existing possession or nature of the suit property is altered during the pendency of the application, the same may give rise to further complications and may cause prejudice to the rights of the parties. The interest of justice, therefore, warrants preservation of the existing position of the suit property till the next date of hearing. Accordingly, an ex parte ad-interim order of status quo is hereby passed. The parties are directed to maintain status quo with regard to the possession and existing nature of the suit property, as it exists as on the date of this order, till the next date of hearing. The plaintiff shall comply with the provisions of Order XXXIX Rule 3 CPC forthwith. Compliance affidavit be placed on file on or before the next date of hearing.

Let, notice to defendants for appearance be issued. Defendants be also summoned through ordinary process for the date fixed. Dasti process may also be issued

if so required. Plaintiff is directed to file requisite copies of the plaint, so that summons can be issued to the defendants accordingly.

Date of Order: 14.08.2026
Manjeet Dhariwal Stenographer Gr.III

(Anjali Kaur)
Civil Judge (Junior Division),
Phul
UID No . PB00768